

THE AMERICAN LEGION

FOR GOD AND COUNTRY

September 1989

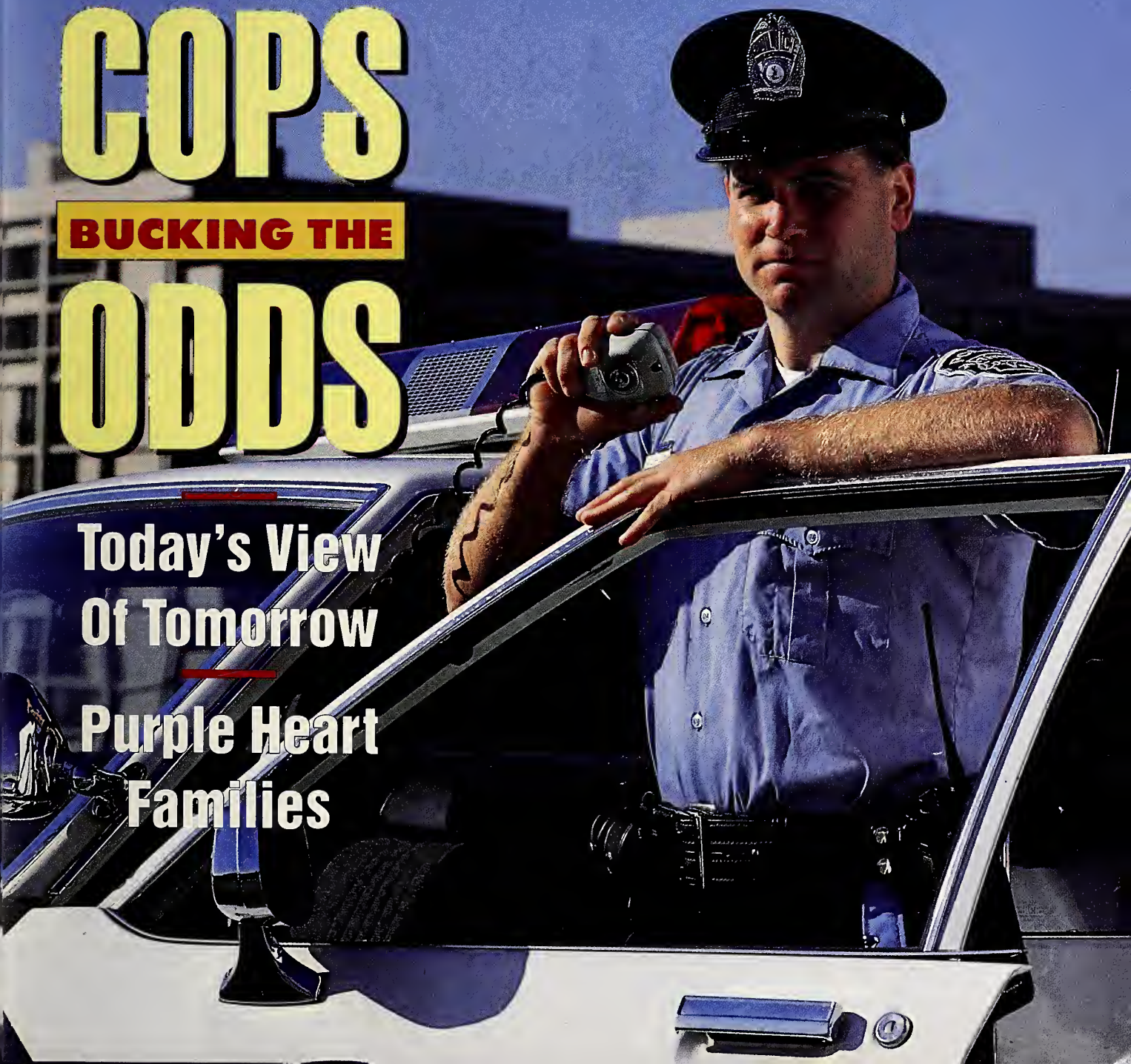
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FLAG
LAWS:
Two Approaches
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Of Tomorrow

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THE AMERICAN LEGION

The Magazine for a Strong America

Vol. 127, No. 3

September 1989

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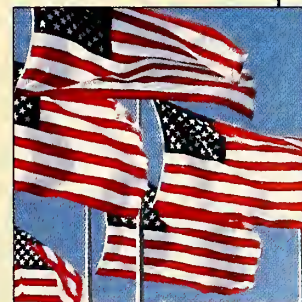
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THE AMERICAN LEGION MAGAZINE, a leader among national general-interest publications, is published monthly by The American Legion for its 3 million members. These military-service veterans, working through 16,000 community-level posts, dedicate themselves to God and country and traditional American values; strong national security; adequate and compassionate care for veterans, their widows and orphans; community service; and the wholesome development of our nation's youths.

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FOR GOD AND COUNTRY

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Operation Overlord. The Longest Day. The Normandy Invasion. It was a day unlike any the world had ever known—or will know again. Time has not dimmed the memories of 6 June 1944. Now, in this, the 45th Anniversary year, we remember the valor of those brave Americans of World War II through this issuance of a special limited edition M1911A1 .45 Pistol, the immortal sidearm of Soldiers, Sailors, Airmen and Marines.

This is a special opportunity for Veterans and collectors, considering that the .45 is no longer the military issue sidearm, having been replaced by the smaller 9mm pistol. As the world's first firing handgun ever issued to commemorate D-Day, you will not want to miss this historic opportunity.

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The grips are custom made of ivory, combined with polymers for split resistance. Inset in both the right and left grip is a 24-Karat Gold plated cloisonne medallion bearing the SHAEF (Supreme Headquarters Allied Expeditionary Force) insignia of the combined Allied military forces under General Eisenhower's command.

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Medals For Vets

I have been trying to persuade the Department of Defense to award a decoration to all U.S. Armed Forces personnel who participated in nuclear testing or were in the occupation forces where nuclear weapons had been used. I urge my fellow veterans to help by writing to your congressmen or to Sen. Paul S. Sarbanes of Maryland. Although not a combat operation, duty in a nuclear zone was fraught with risks, the extent of which many of us are only now finding out. If we are ever going to succeed in getting our deserved acknowledgement, we must act now.

*Robert R. Leiter
Baltimore, Md.*

Memorial Day

Once again, Memorial Day has come and gone. Local Posts have honored our deceased comrades, but we have silently stood by while others have blatantly desecrated the memories of these brave men and women. How can we have so little compassion for the families they left behind? Imagine the feelings of a mother, wife or child of a valiant hero when they see his death remembered by a "Memorial Day Sale." Why don't we speak up? Why should they have to endure this pain every year? It is an insult to the memory of those who made the supreme sacrifice and to those who now mourn them.

All veterans should stand up and be heard on this issue. Let members of The American Legion lead the way.

*Ed Crudden
Batesville, Miss.*

Bottle Litter

Your May 1989 issue mentioned my National Beverage Container Deposit proposal, but you stated that such legislation would cost an estimated \$10 million to implement. The GAO, however, concluded that the law would cost the government nothing (except administrative costs) because a deposit system is "inherently self-sustaining." Detractors of the "bottle bill laws" say we should recycle more and that comprehensive recycling is needed — they

are right. But they use the argument to stop deposit laws, rather than to utilize them to develop even broader recycling efforts. The EPA has set a national goal to recycle or reduce our waste stream 25 percent by 1992. The National Beverage Container Reuse and Recycling Act offers an immediate solution to nearly a fourth of this goal at no cost to the government.

*Rep. Paul B. Henry
5th District, Mich.*

Benefits Issue

Thanks so much for thinking up the idea and publishing the Handbook of Veterans Affairs and Benefits. It's a splendid idea, long overdue.

*Lt. Gen. Edward L. Rowny, USA
Arlington, Va.*

I object to the cartoons in the July issue which place VA in a bad light. True, there are times of consternation and seemingly the "old run-around," but there are many of us who have enjoyed the benefits of VA for a long time and are very appreciative of its services.

*Marcus R. Oliphant
Bloomfield, Ind.*

Legion Of Valor

The Legion of Valor of the United States of America is searching for veterans of all services, especially qualified Vietnam veterans, who have been awarded the highest decorations for heroism in combat: the Medal of Honor, Distinguished Service Cross, Navy Cross and Air Force Cross. These veterans are invited to join the Legion of Valor in celebration of its 100th anniversary at Valley Forge, Pa., in July 1990.

All qualified veterans are urged to contact Charles R. Stephan, Membership Chairman, 500 S. Ocean Blvd. #704, Boca Raton, FL 33432.

*Charles R. Stephan
Boca Raton, Fla.*

Midway

I was dismayed to read the article about Midway in your May 1989 issue because no reference was made to the vital contribution of American Magic. I

refer you to the following from Chapter 4 of "The American Magic" by Ronald Lewin: "But there was nothing unexpected about Midway . . . The first clear indicators came at the beginning of May." Readers of THE AMERICAN LEGION MAGAZINE may find reading about the cryptanalysis performed by Ultra and Magic to be both fascinating and opening a virtually new dimension to World War II.

*Col. Raymond F. Borelli, USAR-MI
Urbana, Ill.*

Wrong Post

The members of our Post think it's great that Edward J. Derwinski was appointed Secretary of Veterans Affairs, but we also want you to know that your March issue announcement incorrectly located his Post. Glenn Maker Post 1160 is in Chicago Ridge, Illinois, not Chicago.

*Edmund J. Cygan
Chicago Ridge, Ill.*

VET HOMES CORRECTIONS

The list of State Veterans' Homes obtained from VA and published in the July issue omitted or contained outdated information. Because of space constraints, we are able to print only omissions or address and phone number corrections that would seriously hamper veterans' efforts to communicate with the homes. We apologize for any inconvenience or embarrassment the list may have caused.

Omitted from the list was the Southeastern Pennsylvania Veterans Center, Veterans Drive, Spring City, PA 19475-1230. (215) 935-6001.

The names of the Massachusetts War Veterans homes have been changed to Chelsea Soldiers' Home and Holyoke Soldiers' Home.

The ZIP code for the Oklahoma Veterans Center in Ardmore is 73402; the street address for the Oklahoma Veterans Center in Sulphur is 200 E. Fairlane; and the P.O. box for the Oklahoma Veterans Center in Tahleah is P.O. Box 1168.

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went to the depths laden with riches be-
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acquire a collection of official coinage
that embodies the seafaring heritage of
the Caribbean. A collection of 25 sterling
silver coins that recapture the legendary
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The treasure portrayed on each coin has
been selected through a major initiative
involving marine archaeologists, treasure-

divers, the British Museum, Lloyds of
London, and the *Archivo General de las
Indias*—the leading authority on Spanish
colonial shipping.

There will be coins showing exquisite
works of silver and gold. Others will de-
pict significant archaeological finds. And
perhaps most intriguing of all will be the
silver coins portraying treasures still *un-
discovered*—but whose existence is
known through drawings, ships' manifests,
and maritime disaster reports.

This is a collection unequalled in scope
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PROUD TO BE AN AMERICAN, PROUD TO BE A LEGIONNAIRE

WHAT a proud moment it will be for all of us when I announce from the National Convention stage in Baltimore that, for the first time in 41 years, the American Legion is 3 million members strong. As I write my last magazine message, I am confident that the membership rolls will justify that announcement.

I want to convey my sincere appreciation to all of you who made this past year one of the most rewarding periods of my life. Space does not permit me to thank all of you by name, but my deepest appreciation goes out to all Department and Post officers who assumed and fulfilled leadership roles, working so diligently to increase our strength. A special salute to all those Commanders who attained 100 percent or more of their membership goals.

A special thanks also goes out to all my national officers, particularly my National Vice Commanders, Thomas L. Gabel, Harvey Holcomb, Archie Pozzi Jr., Ray G. Smith Sr. and John Patrick Tipping. Your leadership, loyalty and dedication was indispensable to our success. I would also like to thank those who provide the continuity in our organization—the National Executive Committee, the members of our Commissions and Committees and last, but certainly not least, our staff in the Indianapolis and Washington, D.C., offices. As the gavel passes to a new National Commander, I can assure him that he has the support of an outstanding, professional staff and the greatest group of volunteers in the world.

The year has been a banner year for the Legion and America's veterans. Signed into law was historic legislation that satisfied 40 American Legion resolutions calling for improvements in veterans' health care, disability com-



Nat'l Cmdr. H.F. "Sparky" Gierke

pensation and employment benefits. Not the least of these were the laws granting Cabinet status to the Veterans Administration and establishing the Court of Veterans Appeals to improve the VA claims process. It is, indeed, fitting that the new Department of Veterans Affairs was established on The American Legion's birthday.

Other good news during the past year assures us that we have turned the corner on the Agent Orange issue. First, the findings of The American Legion/Columbia University Study of Vietnam Veterans clearly provide proof that Vietnam veterans suffer health, social and psychological problems because of exposure to Agent Orange and heavy combat.

Another significant event occurred in May, when a federal court ruled against VA's stiff policy on awarding Agent Orange compensation, and Department of Veterans Affairs Secretary Edward J. Derwinski agreed to revise the regulations to give veterans the benefit of the doubt. Derwinski's decision, based on what he thought was best for the nation's veterans, not on the

dictates of the Office of Management and Budget, is an indication of the type of leadership that we in The American Legion had hoped for in our first Secretary of Veterans Affairs. More than 33,000 veterans whose claims were previously denied will now get the consideration they deserve.

More American Legion help is also on the way for these veterans. The Legion has received a \$547,000 grant from the Agent Orange Class Assistance Program to establish outreach programs for Vietnam veterans and their families who suffer from the effects of the herbicide exposure and Post-Traumatic Stress Disorder.

But the year was not without its setbacks. It has been painful for me to see and hear about the thousands of veterans being turned away at VA hospitals because of the underfunded medical budget. As much as we protest and demand, the wheels of government turn slowly and the much-needed supplemental funding was, in our judgment, unnecessarily delayed in the halls of Congress by debate on unrelated issues.

And during that period of delay, untold numbers of veterans who needed medical care were turned away and their conditions allowed to worsen. In the legal profession we have an adage that says, "Justice delayed is justice denied." This is most certainly true when dealing with human suffering caused by delayed medical care.

This year and in the years ahead we will all have to be strong because further attacks on veterans' health care are sure to follow. The Legionnaires in our 16,000 Posts and 58 Departments must continue to shape public opinion on behalf of veterans and their families. The American Legion is not the world's largest and fastest growing veterans' organization by accident. It is because of your pride, dedication and good, old-

Please turn to page 51

Seagram's
V.O.

**MAY YOU ALWAYS HAVE FRIENDS AT THE TABLE
AND GOLD ON THE WAY**

Voting Incentives

Congressional bills are brimming with ideas to encourage more Americans to vote on the next Election Day.

Concerned that only a little more than half the people cast their ballots in 1988, members of Congress are pressing for legislation to encourage increased registration.

One proposal would provide automatic registration for voters who receive drivers' licenses. Eighty-five percent of voting-age Americans possess licenses.

Another proposal calls for registration by mail. A third bill would establish a uniform poll-closing time of 10 p.m. (EST) to prevent early projections of winners by network TV news.

O Say Can You Sing?

While heated debates about flag burning make the rounds of Congress, Rep. Andrew Jacobs Jr. of Indiana quietly has kindled a spark that could blaze into another bonfire of controversy. Jacobs recently introduced legislation to change our National Anthem from "The Star-Spangled Banner" to "America, the Beautiful."

He believes Francis Scott Key's lyrics no longer fit the times, are too militaristic, too denunciatory of the British, and the notes are too difficult for the average citizen to sing.

"America, the Beautiful," on the other hand, Jacobs said, "is an abiding song, calm and steady on stormy seas as well as in the safety of the harbor. This song is not much on fireworks, just quiet courage."

Written in 1814, "The Star-Spangled Banner" was adopted by Congress as our National Anthem in 1931. "America, the Beautiful" was written by Katharine Lee Bates in 1893.

This Land Is Our Land

American farmland and timberland are not being consumed by foreign investors, according to the latest statistics from the Department of Agriculture.

At the end of 1988, only 12.5 million acres of farm and forest lands in the United States were foreign owned, less than 1 percent of all American agricultural holdings. About half the foreign-owned acreage is timberland.

Foreigners have bought land in all states except Rhode Island. Maine is the most attractive state for foreign farmland or timberland investment, with more than 10 percent of its acreage purchased by foreigners. Texas, with 7 percent, is second.

Write Face!

Officers attending military education schools, even at the highest levels, need more essay examinations, a special panel on military education has recommended to the House Armed Services Committee.

The panel denied that such tests fostered harmful competition among officers. Instead, the panel maintained, writing requires officers to organize their thoughts on specific subjects and become actively involved in the learning

process. Grades on written projects also could help determine promotions.

The panel said it believes the most important subject of professional military education should be the "conduct of war." Other subjects such as leadership, management and executive fitness are useful but secondary in importance, the panel said.

In calling for a change in the Pentagon's education system, the panel recommended that the Armed Forces Staff college become the primary educational institution for joint specialist assignments, and that a new National Center for Strategic Studies be established.

Veterans' License Plates

Washington state veterans may soon be able to buy a license-plate strip to denote their veteran status.

Despite vetoing a similar plan in May, Washington Gov. Booth Gardner reached an agreement with local veterans' organizations, including The American Legion, to provide for veterans' identification on license plates. One plan included license-plate strips which would bear the word *veteran*, an American flag and an era-of-service ribbon. Gardner disapproved the earlier request for veterans' tabs because of objections from the Washington State Police. The police said the tabs would interfere with their plans to place other identification on license plates.

According to the new plan, the state will sell the 8-inch metal strips for about \$5, and the money from the strips will be used to build and maintain war memorials. For the project to succeed, the state legislature will have to pass an appropriations measure to fund the manufacture of the strips, in its next session in January.

Mysterious Maladies

The National Commission on Orphan Diseases, created by Congress in 1985, has exposed the plight of 10 to 20 million Americans who suffer from one of 5,000 rare debilitating maladies, including hepatitis, tuberculosis and acute leukemia.

Unlike ailments such as cancer, heart disease or stroke, not much research has been conducted on these uncommon afflictions, the commission reported. Because little is known about the diseases, sufferers are without much hope for treatments or cures.

The commission urged Congress to take quick action to create a special advocate who would coordinate programs on behalf of people suffering with these diseases, which are called "orphan" diseases because of their rarity.

Quote Of The Month

"It's ironic that someone can burn the flag, but I can't fly it."

Lee Bach, a 68-year-old Navy veteran who recently was found guilty of violating a Las Cruces, N.M., noise ordinance after a neighbor complained that his flag flapped too loudly.

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SHOULD YOUTHS PERFORM NATIONAL SERVICE TO GAIN FEDERAL COLLEGE ASSISTANCE?

Rep. Dave McCurdy, D-Oklahoma

As students in Tiananmen Square were willingly paying the supreme sacrifice to bring democracy to China, we were engaged in a strenuous debate about whether our own youths should continue to receive the opportunities of democracy without offering something in return. That debate continues.

YES



The controversy centers on the proposed Citizenship and National Service Act, which was introduced by Sen. Sam Nunn of Georgia and myself. The act would require students seeking federal college assistance to spend one or two years of national service in the military or in communities as civilian workers.

The proposal is based on the premise that our young people must move beyond the narcissism of the Reagan years and the lingering aftereffects of Vietnam, which led many to ask what their country could do for them.

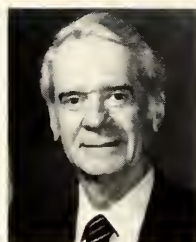
Defenders of the current student assistance programs refuse to acknowledge that these programs are not creating educational opportunities for those who need them most. They complain that making students earn their benefits is cruel, and that national service will discriminate against the poor and excuse the affluent.

But under the present system, college enrollment among students from minority and blue collar families has dropped 10 percent in the last decade. According to the American Council on Education, only about 30 percent of our black youths are enrolled in college, and middle-class students who are fortunate enough to receive loans are strapped with huge, long-term debts.

The details of the Citizenship and National Service bill are, indeed, complicated and many of them are yet to be ironed out. But we are certainly willing to work with critics to establish a solid demonstration program to measure the cost and effects of this program.

We will not, however, abandon the basic principle of national service that rests at the heart of the democratic philosophy. As Walter Lippmann said at a class reunion at Harvard, 49 years ago: "For every hope that you entertain, you have a task that you must perform. For every good that you wish to preserve, you will have to sacrifice your comfort and ease. There is nothing for nothing any longer." ☐

Rep. G.V. "Sonny" Montgomery, D-Mississippi



NO

The idea of a national service program for youth of this country is getting a lot of attention these days. A bill has been introduced requiring citizens between ages 17-26 seeking federal education or housing benefits to work first in civilian or military service. The concept is a good one, but I have great concerns about its effect on the ability of our military to recruit and retain top quality young people in the 1990s. Moreover, I don't think we can afford the program.

Being associated with the military for nearly 40 years, both on active duty and in the Reserves, I can say we have the best and brightest young people in the military today than ever. Why tamper with a program that is working?

Recent studies have shown we will have to recruit one of every two eligible young men in the mid-1990s to maintain strength levels. Proponents of the national service program would give young people the choice of civilian or military service. How many of our bright young men and women are going to opt for the military if they can get \$10,000 a year for staying home and working at a day-care center and only \$12,000 for joining the military and possibly being assigned to distant locations?

The program also could create problems among recruits who join under the regular volunteer program and those under the national service plan. The GI Bill requires a regular volunteer to pay \$1,200 during the first year of service to be eligible for \$10,800 in education benefits after three years. A volunteer participating in the military service option of the national service program will have less base pay but would get \$24,000 in benefits for two years.

The cost of such a program is estimated to be as much as \$40 billion. The national service plan also would phase out most current federal student grant and loan programs, raising concern among the education community, which wants assurances that the service program will not make education benefits harder to get for the average student.

I think we should go slow on any national service plan and look at its effects on the budget, the private employment sector and military. With employment at an all-time high and a very successful all-volunteer armed forces, I just don't see the need for a national service program. ☐

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EARLY
RETIREMENT:

POT OF GOLD AT RAINBOW'S END?

By William Sullivan

EARLY retirement, a growing trend, is driven, in part, by the wave of mergers and restructuring that has swept corporate America in recent years. Hundreds of large corporations have found it necessary to offer senior employees significant incentives to step aside.

If you are in your 50s or early 60s, it is possible that you may receive an early retirement offer from your company. Because you may have only two or three months to make your decision, it can pay to give the matter serious thought now.

Retiring before age 65 usually reduces your pension benefits unless you have worked for the same company for 30 years or more. However, early retirement sweeteners often eliminate that penalty, and the most generous offers may add three to five years to your age and length of service with the company.

William Sullivan is senior vice president and director of individual financial services at Merrill Lynch, Pierce, Fenner and Smith Inc.

Ask your company's personnel office for an estimate of your pension if you stay with the company until normal retirement age, so you can compare that number with any early retirement offer. Generally the closer you are to 65, the better an early retirement plan should look to you.

Other incentives of a good package can include "lump sum" severance pay based on the number of years you have been with the company, and "bridge payments" to supplement your income until you are eligible for Social Security benefits at age 62. You may also walk away with a sizable amount of cash from a fully vested savings or profit-sharing plan that you and your employer may have contributed to over the years.

MOST profit-sharing and savings plans pay a lump-sum distribution upon retirement, and many pension plans also offer this one-time payment as an alternative to small, regular pay-outs for a lifetime. Although receiving a large sum of money has a certain appeal, it may be more important to minimize Uncle Sam's tax bite.

The best solution for many is to "roll over" the payment into an Individual Retirement Account, which must be done within 60 days of receiving the payment. A rollover IRA allows you to continue to grow tax-deferred.

Another alternative is to pay taxes on the money under a forward-averaging formula. Under the 1986 Tax Reform Act, if you were 50 or older on Jan. 1, 1986, you can use 10-year forward averaging, otherwise you must use a five-year averaging formula to determine your tax liability on a lump sum distribution not rolled over into an IRA.

Using the 10-year forward-averaging formula, you would owe only 14.5 percent tax on a \$100,000 distribution. In addition, if you are under 55, you would owe a 10 percent excise tax. Furthermore, you would owe taxes on any earnings from these funds in the future.

However, if you rolled the money over into an IRA within 60 days, you'd owe no federal taxes until withdrawal, when you might be in a lower tax bracket. If you place the distribution in an IRA that is separate from any other IRA you have, and later on you join another company that has a qualified plan, you may be able to roll your rollover IRA into another plan. Accountants, financial planners and brokerage firms can help you to evaluate the most tax-effective way of handling a lump-sum distribution.

Better retirement packages also provide continuing health and life insurance to early retirees, although you may have to pay extra for the medical coverage, and the face value of your life insurance policy may be sharply reduced. Any supplemental medical coverage a company offers can provide important protection even after you qualify for Medicare at age 65.

The ultimate question, of course, is whether your early retirement package—plus your savings, investments and other sources of income—will be enough to finance the retirement lifestyle you want. If you plan to work to supplement your income, check out the terms of your early retirement agreement; some contain provisions that prevent working for competitors.

As a general rule, 60 percent to 80 percent of your former pre-tax income will maintain your current lifestyle in retirement, and may provide a cushion against inflation. Some financial services firms offer computerized programs that analyze your projected income and expenses to help you determine how to best achieve this level of comfort.

Remember, careful planning makes it easier to pursue the retirement activities that give you satisfaction and a sense of achievement. □

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TURNING THE TABLES ON TERRORISTS

By Charles Phillips

Americans are understandably angry and frustrated because of terrorist violence, but they have mixed opinions about how to solve the problem. In a recent poll, a majority favored U.S. military strikes against countries that support terrorists only if that support could be proved and innocent civilians would not be killed. Opinion was also sharply divided on whether military retaliation would deter terrorists.

The survey, conducted by Media General and the Associated Press after the bombing of Pan Am flight 103 over Scotland, found that 56 percent believed airline security on international flights is inadequate. At the same time, 73 percent favored a requirement to hand search all checked baggage on international flights.

The Federal Aviation Administration (FAA) has ordered U.S. airlines to X-ray or physically search all baggage at 103 airports in the Middle East and Western Europe, and the FAA has urged foreign airlines to do the same. Even so, today's high-tech terrorists have still eluded standard security checks: a plastic explosive undetectable by X-rays was used in the Pan Am bombing, experts said. The installation of newly developed gamma-ray devices to identify all types of explosives, including the insidious plastiques, will cost billions of dollars and take several years to complete.

The United States leads the world in pursuing terrorist organizations and their powerful backers. Since 1980,

Charles Phillips, a free-lance journalist based in Greensboro, N.C., writes frequently on national security issues.



DEADLY BAGGAGE—Will military strikes against terrorists deter such heartless acts as the bombing of Pan Am flight 103?

about 6,000 terrorist incidents have left 4,000 people dead and 10,000 wounded. Last year's record 856 terrorist acts claimed 658 lives. Most of the violence has been in Third World countries, but more than 600 Americans have been murdered by acts of terrorism in the past nine years.

THE U.S. bombing raid on Libya in April 1986 marked a decisive turn in the fight against terrorism. As former Secretary of State George Shultz declared, "It brought home to Libya's Col. Moammar Gadhafi and other terrorists that the United States was not going to take it anymore. We would use military action if necessary."

Soon after the failed 1980 mission to rescue the U.S. Embassy hostages in Iran, the government began a \$1 billion counter-terrorist effort, which focused on the U.S. Army's Delta Force, an elite, 250-man commando unit trained to combat terrorists.

Since the 1983 Grenada rescue operation, said Steven Emerson, author of *Secret Warriors: Inside the Covert Military Operations of the Reagan Era*, "U.S. commandos have been ordered into action during at least five terrorist attacks on American citizens. In each instance, they either could not get to the scene in time, American officials on site decided action was too dangerous, or no final decision to use them was ever made."

The Pentagon and State Department won't comment, but former government officials have told *The New York Times* that President Reagan in 1985 signed an intelligence order that gave the CIA broader legal protections when it makes pre-emptive strikes against terrorists. Earlier, Shultz advocated U.S. use of military power to pre-empt terrorist attacks overseas.

"The public must understand that there is potential for loss of life of some of our fighting men and the loss of life of some innocent people," Shultz said.

Instead of direct military action, as exemplified in the 1986 Libyan air strike, the United States has sought to isolate terrorist nations through economic sanctions, and political and diplomatic pressure. Also, with allied cooperation, more than 50 terrorists accused of crimes against Americans have been arrested or convicted in the past three years. Even a few have been extradited to the United States to face trial. Extradition treaties have been strengthened with Britain, West Germany, Belgium, Canada and Spain.

Successes against terrorism are the result of intelligence work. The State Department estimated that in the past three years, more than 200 terrorist attacks have been averted through intelligence efforts.

In the war against terrorism, there are no instant remedies. As Shultz said, "It will take all our skill and our strength, our will and our wisdom, our patience and our perseverance to prevail. But prevail we must." □

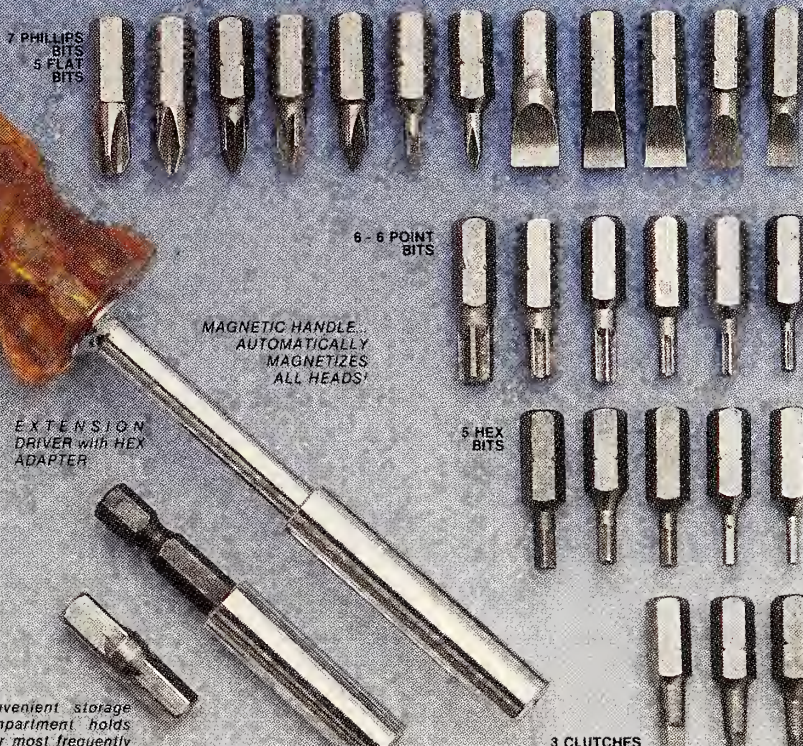
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THE MONKEY WE CAN'T SHAKE

By Philip C. Clarke

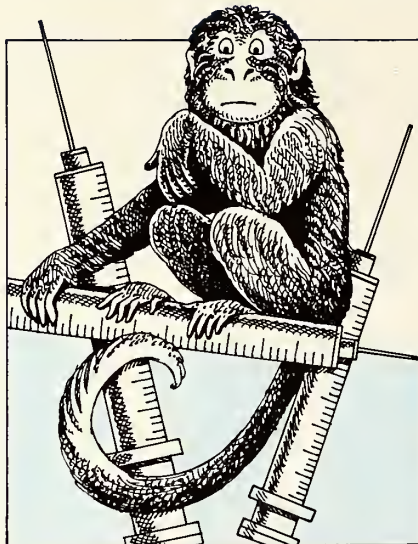
THE case of Frank, a New York City user and pusher of heroin and cocaine, is a shocking example of why we're losing our struggle against drugs. In 1982, Frank, then 20, was first arrested and charged with criminal trespass and loitering for the purpose of using drugs, both misdemeanors. He pleaded guilty and was given a conditional discharge. Ten days later, he was arrested on the same charges. Again, he pleaded guilty and received a conditional discharge, plus a \$15 fine.

Three months later, Frank sold heroin to an undercover officer and was charged with a felony, but not indicted. He pleaded guilty to a misdemeanor and again received a conditional discharge. Six months later, he was arrested with 41 tins of cocaine and 17 envelopes of heroin. He was charged with misdemeanor drug possession and was released pending disposition of his case.

Four days later, he again was arrested and charged with possession of heroin with intent to sell. Once more he was not indicted, as the charge was reduced to a misdemeanor, and he was back on the street. Eleven days later, he and several others were arrested in an abandoned building and charged with criminal trespass and loitering to use drugs.

He continued to sell drugs. Seven months after his first arrest, Frank sold heroin to an undercover police officer and was charged with a felony. The charge was later reduced to a misdemeanor. Again, he was released

Philip C. Clarke, a former AP correspondent, is a free-lance journalist and editor who is a regular contributor to this and other leading general-interest magazines.



STALLED JUSTICE—A huge backlog of drug cases permits accused drug dealers to remain on the streets.

pending sentence. On March 18, 1983, Frank was accused of selling two envelopes of heroin to an undercover policeman for \$20. He was charged with a felony, but released until his court date. Later, he was arrested three other times on drug-related charges.

FRANK was arrested 14 times in three years on drug charges and plea-bargained his way out of all but two charges. The reason behind this breakdown of the criminal justice system is clear: There are not enough judges, courtrooms, prosecuting attorneys or jail cells to handle the soaring number of drug cases overwhelming the judicial system. This crisis confronts many of our major cities.

With its municipal jail population now at 18,500—104 percent of capacity—New York City is converting three huge barges to floating prisons. One of them is a \$130 million vessel, the length of two football fields, that is being built to hold 800 inmates. In the Washington, D.C., area, the federal

government plans to construct two massive new prison complexes to handle some of the overflow from the crime-ridden capital's war on drugs. In New Orleans, the jail is backed up with people waiting for transfer to the state prison, which already is overfilled. Many of the newly arrested are being housed behind police headquarters in a tent city that resembles a POW camp. Elsewhere in the United States, a number of unneeded military bases may soon be used as detention centers by other communities overwhelmed by rising prison populations.

Responding to the demands of alarmed citizens, some police departments have mounted combat-like assaults on drug dealers, crack houses and crime-infested public housing developments with everything from specially trained SWAT teams to bulldozers. But police crackdowns often are neutralized by the inability of courts and prisons to cope with all the arrests. In New York City, it now takes an average of 118 days and \$18,220 to process a felony arrest.

Other critics complain that drug-busting raids simply chase gangs from one neighborhood to another. As Maurice Turner, the frustrated Washington police chief, said in a recent interview, "What more do you want us to do? We arrested 43,000 people last year."

As one answer, special drug courts have been established in some cities to handle case overloads and expedite trials and convictions. But without enough prison cells to accommodate the convicted, many courts have suspended sentences or agreed to lesser charges by plea-bargaining defendants.

It will cost millions more of taxpayer dollars to cope with the nation's ever-rising crime problem. The effort will be excruciatingly difficult and costly, especially in a time of tight budget constraints. But inaction would cost infinitely more. □

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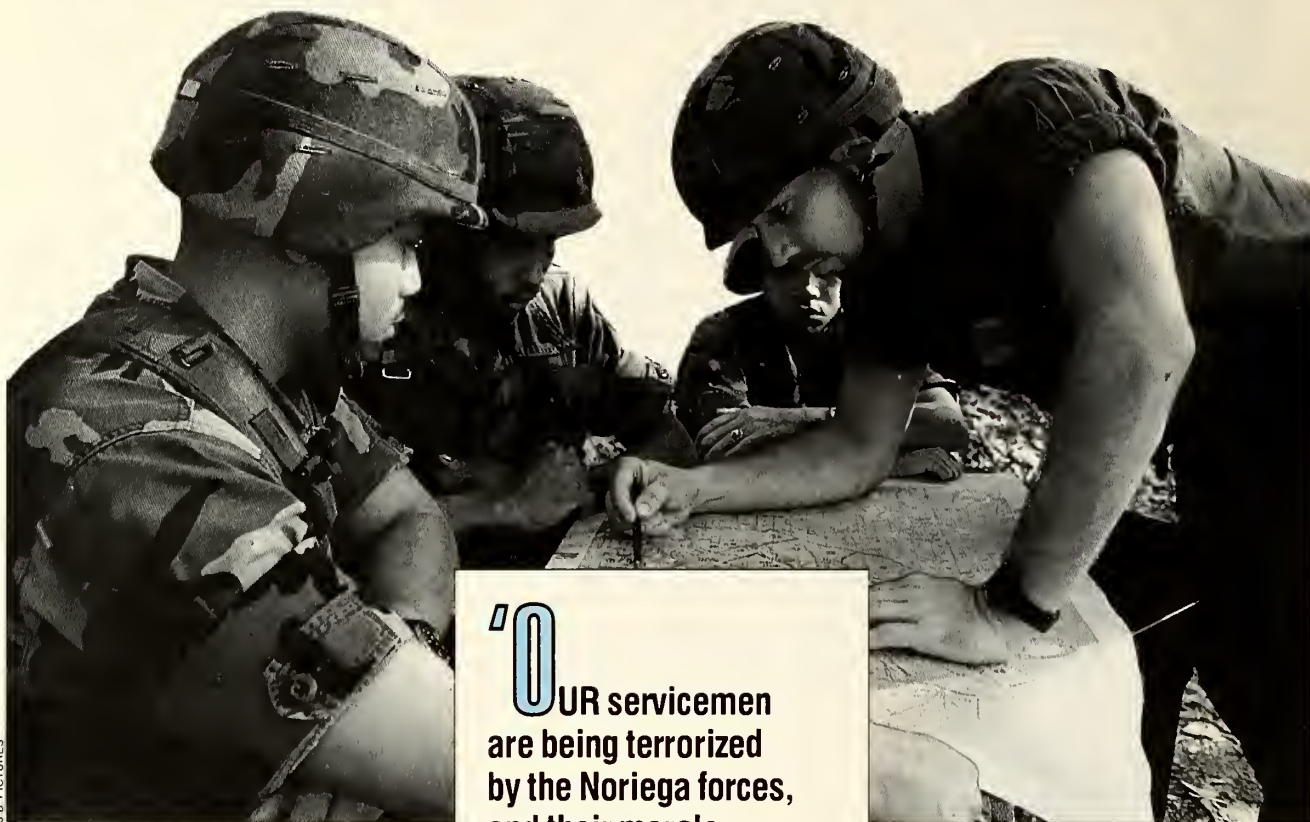
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The Peace That Never Was



J.B. PICTURES

'OUR servicemen are being terrorized by the Noriega forces, and their morale is suffering because the U.S. government has not asserted its rights under the Panama Canal Treaties to protect them.'



THE upcoming national elections in Nicaragua undoubtedly will result in a political coup for the ruling Sandinistas and help them further consolidate control, Nat'l Cmdr. H.F. "Sparky" Gierke said, after returning from a visit to Central America.

"The Sandinistan promises to hold open presidential and National Assembly elections in February 1990 are only knee-jerk gestures of democracy," Gierke said. "Many Nicaraguans fear reprisals if they support political parties opposed to the communist Sandinistan regime. President Daniel Ortega and his Marxist minions have perfected the tactic of winning through intimidation."

Gierke and Legionnaire Miles S. Epling of West Virginia, a 1989-1990 candidate for National Commander, visited the Nicaraguan capital of Managua and received briefings from the

STAYING PUT—U.S. military troops remain in Panama, although many dependents were sent back home.

U.S. diplomatic delegation and Sandinistan officials.

As part of the 1987 Central American Peace Plan signed by the presidents in the region, Ortega promised that free elections and democratic reforms would be re-established. The plan also called for dismantling the Nicaraguan Democratic Resistance, better known as the Contras. Congress sealed the fate of the freedom fighters in 1988 when it voted against a military-aid package.

What has made some observers skeptical about the validity of the February elections is the often-stated goal of the Sandinistas to retain power regardless of who wins at the polls. "We will never relinquish control," Ortega has said on several occasions.

During their trip to Nicaragua, Gierke



“Before we got working as a team, Rich and Marv would get together and agree that Terry had a problem. Terry and I would get together and agree that Joe had a problem. Once we all got together in the same room, we recognized that we *all* had a problem.

Production schedules for part of the Tomahawk missile’s avionics system weren’t what they should be. Assigned as a special troubleshooting team, it was our job to get the work flowing. That meant we had to talk with each other—plan together. And communicate—so one guy’s solution didn’t cause somebody else a new problem.

Within three months we began to see improvements. At six months, production really started to roll. And today we’re producing two-and-a-half units in the time it had been taking to build just one. The key to our success was that we all accepted any one person’s problem as everybody’s problem.”

—Howard Austin (front, left), Avionics Work Center Manager with Rich Heindl (front, center), Avionics Test Operations, Marv Prongue (front, right), DSMAC Engineer, Carl Hanks (rear, left), Section Manager Quality Engineering, Joe Porter (rear, center), Avionics Production Control, Paul Raidt (rear, right), DSMAC Program Manager, Terry Young (not present for photo), Manufacturing Engineering

MCDONNELL DOUGLAS

A company of leaders.

and Epling met with Cardinal Miguel Obando y Bravo, an outspoken critic of the Sandinistas. The cardinal said that while the Catholic Church has received a little more freedom to conduct religious activities in the predominantly Catholic country, the Sandinistas actively promote the liberation theology espoused by the "Popular Church." Liberation theology combines Marxist dogma with Christian tenets and preaches the gospel of revolution. "It soon became clear that Cardinal Bravo fears for the future of his church and the Nicaraguan people," Epling said.

Another Nicaraguan dissident who has felt the crushing weight of Sandinistan oppression is Violeta Chamorro, publisher of *La Prensa*, the only independent newspaper in Nicaragua. Chamorro's publication was closed by the Sandinistas in 1986 for criticizing the regime; it was allowed to reopen soon after the 1987 Central American Peace Plan was signed. However, Chamorro said the government has found new methods to muzzle her publication, such as restricting its access to paper, ink and other supplies.

La Prensa was awarded the 1988 National Commander's Public Relations Award last year by Nat'l Cmdr. John P. "Jake" Comer, but no representative of the newspaper was allowed to leave Nicaragua to accept it. Chamorro

finally was able to travel to Washington, D.C., this past spring, where the overdue presentation was made by Comer.

Gierke also expressed concern for Honduras, which also is threatened because of the United States' lack of support for the Contras. He said the Contras, who were forced to seek refuge in southern Honduras, may provoke an attack by the Sandinistas. Gierke said Honduran leaders already have enough problems with a declining economy and increasing drug traffic without adding a growing Honduran resentment because of Contras in their country.

IN El Salvador, newly elected President Alfredo Cristiani has inherited from the Duarte government a civil war that has claimed more than 60,000 lives during the past nine years. The fledgling democracy in that tiny nation continues to battle with insurgencies of the Farabundo Marti National Liberation Front (FMLN), a thriving communist organization that derives guns and guerrilla know-how from Sandinistan and Cuban military advisers.

"Currently in the grips of a civil war with the FMLN, El Salvador also is struggling to stabilize a volatile economy and improve conditions and morale in its army," Gierke said. "Considering how the United States abandoned the Contras, it wouldn't be much

of a surprise if the Salvadorans questioned our reliability as an ally."

Gierke said similar problems exist in neighboring Guatemala, where the government is waging a two-front war on poverty and political violence.

During their trip south of Central America, Gierke and Epling witnessed growing tensions in Panama, where strongman Gen. Manuel Antonio Noriega stubbornly clings to power. "Our servicemen are being terrorized by the Noriega forces, and their morale is suffering because the U.S. government has not asserted its rights under the Panama Canal Treaties to protect them," Gierke said. "The Panamanians generally like the United States, but Noriega keeps anti-American sentiments stirred up to solidify his control."

Gierke labeled Noriega's manipulation of the presidential elections in Panama last spring as "a travesty," warning that "such an action may jeopardize Panama's right to the canal." The next confrontation between the United States and Noriega may come in January when, according to the 1978 Panama Canal Treaties, a Panamanian must be named administrator of the canal. The U.S. Senate, however, must confirm the nomination. The American Legion continues to oppose the treaties, which require that the canal be turned over to the Panamanians in 2000.

"Our concern about the developments in Central America and Panama goes beyond wanting strong support for our allies," Gierke said. "The future of democracy in that region guarantees security for our own nation."

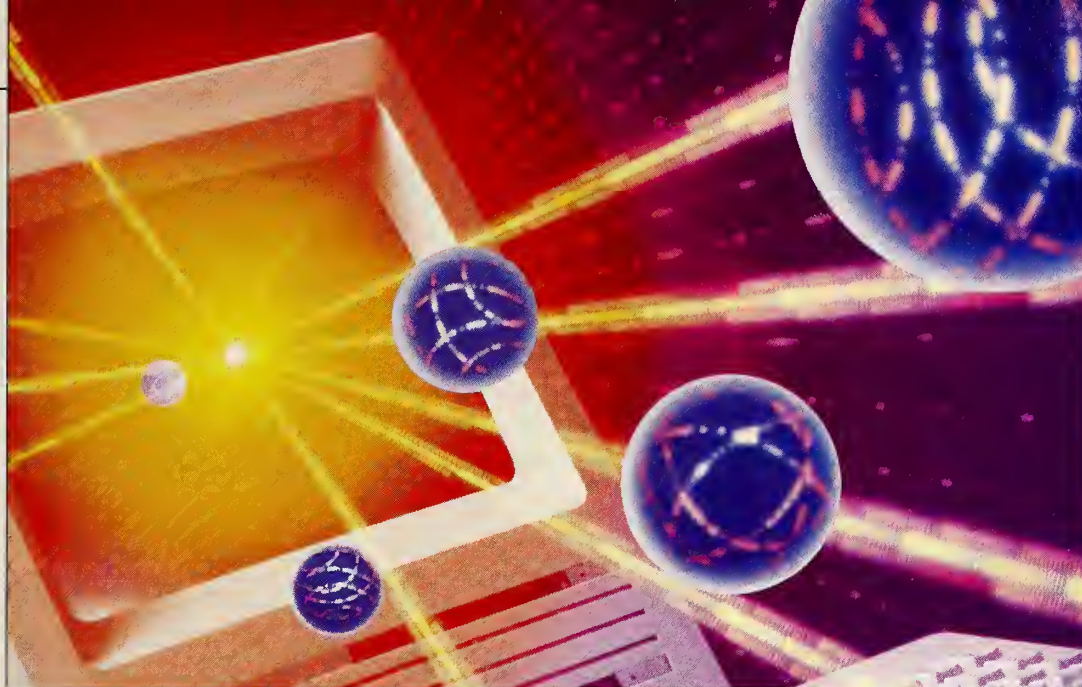
Gierke said stability in the troubled Central American region largely depends on how much closer the Sandinistas align themselves to the Soviet Union, Cuba and other communist-bloc nations. Since toppling the Somoza dictatorship in July 1979, the Sandinistan army has grown to more than 125,000; its troops are supplied with Soviet-made Hind attack helicopters, SAM-14 anti-aircraft missiles and an ample supply of AK-47 rifles and ammunition. Also, Soviet and Cuban military experts have maintained a heavy presence in Nicaragua since the Sandinistan takeover.

"What happens between now and the February elections will demonstrate the true intentions of the Sandinistas," Gierke said. "Given their track record on adhering to agreements and their iron-fisted reign, the Legion seriously doubts that the Nicaraguan people will have their say at the polls." □



DAVID HATHCOX

ORTEGA'S NEMESIS—Violeta Chamorro, publisher of Nicaragua's only independent newspaper, had to wait more than a year to receive the 1988 National Commander's Public Relations Award because she was not allowed to leave her country. PNC John P. "Jake" Comer presented the award earlier this year.



HUNT/IMAGE BANK

CLOSE ENCOUNTERS—*Energy and technology will redefine the outer limits of our world.*

TOMORROW IN AMERICA

By GURNEY WILLIAMS III

MORNING, SEPT. 14, 1995. Alarm clocks went out of style sometime in the early 1990s. At 6:30 a.m., Jack's house automatically begins to wake him up using commonplace technology. Forced-air heat, lightly scented with peppermint to help rouse the family, warms Jack's bedroom, bathroom and kitchen. The nursery will remain cool for another half hour while a 2-year-old son sleeps. But an infrared sensor in another room down the hall has detected the bed-bouncing jumps of an 8-year-old boy, and turned on heat earlier than the central program's regular time. The small color screen that brightens Jack's bedroom each morning shows him—with lights blinking on a floor plan of his house—that the coffee is percolating, the van needs gas, one son is sacked out and the other active. With a few numbers punched into his bedside touchtone phone. Jack tells the

central controller to turn off the security system, brew some hot chocolate and lock all the TV switches so Jack can have an uninterrupted breakfast with his son.

.....

This scene is fictitious, but the house is already a fact. A three-bedroom prototype of this "smart house" opened last May in Baltimore, and the first homes equipped with such gadgetry—developed during the past five years by about 100 manufacturers—will go on sale in the early 1990s. The home-automation systems will add \$7,000 to \$10,000 to the cost of a new house, but the "smart" room-by-room, energy-control gear will keep Jack's heating bills to a bare minimum.

Jack's house is symbolic of what we may see in the century's final decade. Government and corporate data bases, prototypes and plans on the drawing board show that almost-intelligent machines will move into our homes, offices, schools and roads. But tomorrow's technology will often be invisible; we won't see the computer chips in our appliances, or the electronic navigational beacons buried in our roadbeds. The wheels of some of our trains will disappear as the box cars hang or float, riding invisible magnetic fields. No matter where we are, hidden technology will quietly offer new shelter and safety.

As machines shrink and sometimes disappear, the country should see the emergence of new conveniences for daily living. The 1990s will provide the

Early in his writing career, Gurney Williams III, former editor of the future-oriented Omni magazine, was an investigative reporter on a team that won a Pulitzer Prize for Newsday. He says that the experience, plus studies of science history at Yale, taught him how to evaluate data critically to create a model of a future world. "And then I step back from data and imagine people I know—my wife and children—living in that world. Can I see them there? That's the acid test of future scenarios." A Williams' prediction: "Twenty percent of what I predict in THE AMERICAN LEGION MAGAZINE won't come true. What will actually happen will be much more interesting."



AIR TRAIN—Bullet-shaped trains floating on magnetic fields will reach speeds of 300 mph.

largest menu of choices in occupations and lifestyles that each of us has ever been offered.

But the 260.1 million Americans who live in 1995 are likely to share common understandings. Some of the oldest values humans have treasured—for example, the love in a close family, will seem new and relevant once again. The divorce rate, which began to drop in 1986, will continue to decline through 2000 as baby boomers stand by their marriage vows. And the work place of tomorrow will value more than ever the man or woman trained in the venerable art of thinking.

Service jobs will flourish, and creeping automation will go bust in some manufacturing jobs. Among the hardest hit among Jack's contemporaries will be electronic assemblers and semiconductor processors, forklift truck operators, chemical-plant controllers and operators, all victims of science writer Isaac Asimov's prophecy: "Robots don't kill people; robots kill jobs."

Advances in service areas will more than balance these losses, leading to a net labor force gain of about 21 million by 2000. Among the workers most in demand in the service fields of the 1990s will be retail sales people, registered nurses, general managers, office clerks and restaurant workers.

Doors to the office of 1995 will swing wider for some people who have

TOMORROW'S
work place will
value even more
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the venerable
art of thinking.



ILLUSTRATION BY JOHN BENNEY

Japan and West Germany hope to get the trains on the market by the 1990s.

been shut out in the past. The black labor force will grow almost twice as fast as the white, accounting for 3.6 million new workers during the final four years of the century. And 6 million new workers in the same period will be Hispanics. Jack's wife will do well, too. By 2000, almost half the labor force will be women, up from 39 percent in 1972.

It won't be hard to get an entry-level position, because the number of young workers 16 to 24 years old will decline until the mid-1990s. But the decade will see growing concern about how to find a good second, third and fourth job. It won't be uncommon for men and women to switch jobs half a dozen times during working years. People who successfully navigate this zigzag career path will share the common talent of being able to handle change. They won't be wedded to one way of doing things. They won't hold on to outdated computers. Instead, they'll pluck new ones off the shelf and quickly

learn how to use them. *Flextime* will take on a new meaning in an era when success depends on staying out of a rut.

"You know, we need computer programmers," said an associate commissioner in the Bureau of Labor Statistics, reflecting the demands of the late 1980s. But he also described an ideal job candidate for the 1990s: "What we really need is someone who can write a book to help teach programmers."

Jack's office won't look much different from the office of the 1980s, but technology will change the way he works. The corporate stenographer will be extinct. Jack will dictate to his computer, trained to recognize his voice and convert words into an electronic form that can be sent instantly through the office, or to subsidiaries worldwide.

He'll still be able to make corrections, but he'll correct dictated text with an electronic stylus. In a 1989 version from IBM, the stylus leaves no marks on the surface of a 9-by-7-inch display

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FUSION

SOMETIME in the 21st century, forms of hydrogen will fuse in an exotic container many times hotter than the interior of the sun. The resulting surge of energy, rising to more than 200 million degrees Celsius, will drive turbines that will generate electricity for our homes and factories.

The source of this fusion fuel will be water, which would not produce the pollution of coal or the nuclear waste of fission reactors.

Research in preparation for that day has been under way for almost four decades at the Princeton Plasma Physics Laboratory. Research director Harold Furth, said prototypes of commercial reactors — perhaps built as an international project with Soviet participation — probably won't appear until 2000 or later. Design alone takes three years and construction another six.

A possible shortcut, fusion at room temperature, was reported last spring, but so far nothing has panned out. Furth said a gas shortage like the one in 1973-74 could shorten the timetable by spurring the contribution of more research funds. At the current rate of progress, however, many researchers don't expect to see the first commercial fusion reactor before 2020.



PRINCETON UNIVERSITY

POWER SOURCE—The U.S. government is spending \$314 million to develop magnetic fusion energy.

COPS

BUCKING THE ODDS

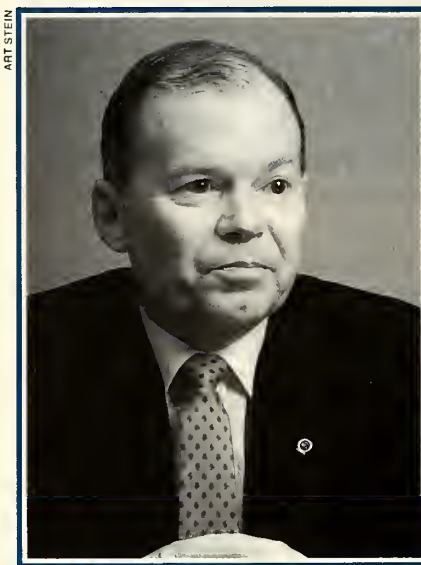
Frequently outgunned by drug dealers, and frustrated by 'revolving-door justice' and nagging lawsuits, some police officers are ready to turn in their badges. What can we do to restore law and order to our drug-owned streets?

T HERE used to be a lot of truth in the adage, "crime does not pay," but not so anymore, according to Charles D. Reynolds, president of the International Association of Chiefs of Police. And the only way to make crime pay less is to ensure that hardened criminals, especially the drug kingpins and their dope-peddling henchmen, receive stiffer jail sentences and fines.

"The American people seem to support building more prisons and putting criminals in them," said Reynolds, Chief of Police of Dover, N.H. "However, political leaders don't seem to agree, and generally are unable to find funds for such needs." Reynolds, a U.S. Air Force veteran and Legionnaire, explains how police officers on the beat are shoring up against drug trafficking and violence in America, in this exclusive interview.

American Legion Magazine: Is America and its police being overwhelmed by today's rising crime and violence?

Charles D. Reynolds: In the past two years, there has been a dramatic rise in crime. What has occurred is more of a tendency toward violent crime. That, in large part, has been brought about by the drug problem that is clearly out of control, even though the police are doing their jobs. This is evidenced by the substantial seizures of drugs and the astronomical numbers of arrests that have been made at all



Charles D. Reynolds

levels of law enforcement.

Q. If the drug problem is the core of the current crime problem, what should be done about it?

A. One of the things that needs to occur, and I think will, is to have a coordinated strategy on how to deal with the drug problem and a commitment to deal with it. Not only do various law-enforcement agencies and other components of the criminal justice system need to develop a coordinated strategy, but also there needs to be a coordinated strategy involving education and rehabilitation.

Q. That has to start with Washington, doesn't it?

A. I think Washington has to play a part, but it seems to me that one of the reasons we fail to some degree is that maybe we look too much to Washington. The drug problem that is affect-

ing our families, schools and communities is on the streets of America and not necessarily in the halls of Congress. Therefore, it's virtually impossible for the federal government to solve this problem without the people who work on those streets. And, if we are to have a drug strategy, it needs to be a national strategy, not a federal strategy. A national strategy must involve participation of the police, educators and others at local and state levels, not just at the federal level.

Q. Do you see that happening?



PHOTOS BY MICHAEL SCHWARTZ

WHEN POLICE officers face the business end of a gun, they must quickly decide whether they'd rather face 12 people on a jury, or be carried by six.

.....

GUN WHIPPED — Rapid-fire assault weapons seized in drug raids are among the best that money can buy, attesting to the police officers' plight of often being outclassed in firepower.

A. I see that coming if William Bennett (the "Drug Czar") is given the authority he must have to do his job. Bennett is a tough, two-fisted, no-nonsense administrator. He has respect for local and state law enforcement agencies and understands what they can contribute. Also, it is clear that he is not intimidated by the federal bureaucracy. Therefore, I believe he's the right man for a very tough job.

Nevertheless, he will need the full support of the President and the appropriate authority. If that authority is given, I am optimistic that while we may not end the scourge of drugs, we will be able to mount a real war. The war on drugs right now would not resemble a good skirmish if you put it in perspective. If he is not given the support and authority necessary, this will merely be another federal exercise in futility costing millions and accomplishing nothing.

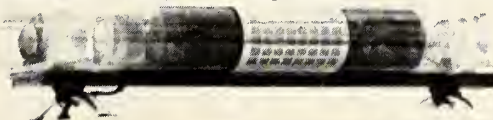
Q. Do police officers on the beat often find themselves outgunned by criminals armed with automatic weapons? Does this call for gun control?

A. If drugs are a cause of violence, guns are certainly a means by which people can carry out those violent acts. Yes, guns are a real problem. The police often find themselves outgunned by criminals armed with rapid-fire weapons. Consequently, we see a large number of police agencies using semi-automatic pistols instead of revolvers. These firearms simply have more firepower and, unfortunately, have become a necessity for the officer on the street.

Gun control, however, as simple as it may seem on the surface, is an extremely complex issue. One difficulty is that guns are a significant part of America's heritage. There are people with strong feelings on both sides of the control issue. Some believe everyone has a constitutional right to bear arms, and others believe no one has a right to bear arms. We have to be careful that we don't simply respond to some of the violent behavior that you see at the hands of criminals with guns, by depriving those who should have access to firearms. We must respond to the problem of guns in a reasonable manner.

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FRUSTRATION — After risking their lives to arrest criminals, police officers too often see repeat offenders back on the streets and being pursued again.



ETHICS

ON TRIAL

Many people believe that Americans are less ethical than in the past. Is it because honesty is no longer cherished or that we don't know right from wrong anymore?

By Richard J. Neuhaus

THE alarm has been sounded that America is in a moral tailspin. So what else is new, the skeptic might respond? People always have been complaining about moral decline.

There is a measure of truth in that. Three hundred years ago in this country, when moral standards were presumably stronger, Puritans regularly issued warnings about ethical decay, calling on the people to amend

*Pastor Richard John Neuhaus, a Lutheran clergyman, author and lecturer, is director of the Rockford Institute Center on Religion and Society in New York City. His most recent book is **The Catholic Moment: The Paradox of the Church in the Post-modern World**, published by Harper and Row.*

their lives and repent. It is hard to find any time in history when some people did not think society was heading for hell in a handbasket.

Yet the impression persists that something is different in America today, that there really is a crisis in morality. Certainly the papers and evening news are filled with stories of ethical breakdown. Scientists are caught faking their findings; defense contractors are indicted for bribery; and prominent Wall Street brokers are jailed for insider trading. Televangelists are exposed for sleeping around; the Executive branch is accused of illegally channeling funds to favored causes; and Congress exempts itself from ethical standards it applies to others. It seems almost everybody in government has become adept at leaking confidential information.

Those are some of the big news stories. Scandals have become so routine we wonder whether anybody is still capable of being scandalized. Of course, these indications of decline do

not include the everyday reality of a drug trade that has unloaded murderous anarchy on our city streets, nor do they include the almost complete collapse of the institutions of marriage and family among the urban poor.

Doesn't anybody know right from wrong anymore? When the conversation turns to morals, we frequently hear the need for religious revival. There is, indeed, an intimate connection between morality and religion. John Adams, our second President and among the most reflective of the Founding Fathers, said, "We have no government armed with power capable of contending with human passions unbridled by morality and religion. Our constitution was made only for a moral and a religious people. It is wholly inadequate for the government of any other."

So also today, survey research indicates the majority of Americans believe morality is derived from religion. Ask what is the source of morality and you will get answers such as the Bible, the Ten Commandments, or the teachings of Jesus.

These answers do not mean people have thought very carefully about morality. For example, many respondents who insist the Ten Commandments are the source of morality cannot name even four. Nor does it mean that only religious people are moral. That is clearly not the case, because we all know of religious people who behave outrageously and virtuous people who are not religious. The connection between religion and morality means that most people are convinced morality is not, or should not be, something you make up as you go along.

"Religion" comes from the Latin *religare*, which means to tie or bind together. Most Americans believe morality is that which is binding and holds society together. The rules of right and wrong come from outside ourselves. Our role is to obey them, not to invent or revise them to fit our needs.

We hear today that America is missing an objective understanding of right and wrong. It is undoubtedly true that in recent decades many Americans have been taught a purely subjective view of ethics. This is reflected in statements such as, "That may be right for you, but it is not right for me," or "Don't try to impose your values on me," or "I believe each person has to develop his own ethics."



**'THAT MAY
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your values
on me.'**

In recent years, public schools have offered "values clarification" courses. The idea behind such courses was that morality consists of clarifying those values you developed on your own, not in observing rules from elsewhere. In the current climate of concern about ethics, schools are rethinking that approach to moral education. Former Secretary of Education William Bennett urged educators to return to the understanding that morality is part of the civilizing tradition that actually can be taught to the next generation. His urgings encountered opposition from some teachers who had been trained differently about ethics.

Alasdair MacIntyre, one of the foremost philosophers of our time, said today's approach to morality has degenerated into "modern emotivism." In

modern emotivism, every moral statement is no more than an expression of feeling or emotion. So, if I tell students it is wrong to cheat on an exam, what I am really saying is, "I would prefer that you not cheat on this exam." It is no more than a statement of my arbitrary preference, which can readily be countered by a student saying,

"I can understand your feeling, but I would prefer to cheat."

If emotivism is the last word in ethics, we have then reached a deadlock. There is nowhere to go from there. In modern emotivism there are no objective reasons or authorities to which we can appeal in making the argument that it is wrong to cheat, to fornicate, to steal, to mug old ladies, or to do any thing else traditionally deemed wrong.

TARNISHED WINGS—From Wall Street to Congress to the Pentagon, America's moral standards are under examination, and the test scores are not good.

Modern emotivism is pretty dumb. Yet it has gained a surprising hold on the minds of people thought to be very smart. If we have no objective measure of what is wrong and vicious, we can have no objective measure of what is right and virtuous. This applies not only to questions of personal lifestyle, for example, sex and drugs, but also to social behavior. Why is it wrong to discriminate against blacks, women or Jews? Simply because most of us feel that it is wrong? Or, some might say, it is wrong because it is against the law. Does that mean that such behavior was morally acceptable before there were laws against discrimination?

In other words, what stands behind the law that gives the law moral standing? Is there such a thing as moral truth that is reflected, however imperfectly,

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ILLUSTRATION BY CARTER GOODRICH

How Should WE PROTECT THE FLAG?

These constitutional experts agree that action is necessary. The question is: Do we protect the flag by constitutional amendment or by federal statute?

AMENDMENT?

*By Daniel J. Popeo
and Paul D. Kamenar*

ON June 21, 1989, the U.S. Supreme Court ruled in a 5-4 decision, *Texas v. Johnson*, that burning the U.S. flag as a political protest by Gregory Johnson is "symbolic speech" and therefore, such destructive and violent conduct is protected under the First Amendment.

A few days earlier, Lee Bach, a retired World War II Navy veteran faced a possible 90-day jail term when a New Mexico court found him guilty of proudly flying his U.S. flag because the flag's flapping violated the town's anti-

Daniel J. Popeo is the general counsel of the Washington Legal Foundation, a non-profit public interest law and policy center. Paul D. Kamenar is the foundation's executive legal director.

noise ordinance. These two decisions, rendered only a few days apart, highlight the extremes and absurdities to which the courts have taken the law during the past 20 years.

With the help of the Washington Legal Foundation, Bach's conviction was overturned in a higher New Mexico court in July. Unfortunately, our arguments in the *Texas v. Johnson* case on behalf of a number of veterans' groups did not succeed. The only recourse for correcting that erroneous decision rendered by the Supreme Court is by a constitutional amendment. The proposal by Sen. Joseph Biden of Delaware and others to correct the decision by simple legislation will not work.

Those who believe the decision can be corrected by a statutory amendment base their argument on the fact that the Texas law made it a crime to "desecrate" the flag, with the word *desecrate* being defined to mean to mistreat in a way likely to cause "serious offense" to others. Supporters claim that this was the faulty part of the Texas statute, and that if it were worded in what lawyers refer to as a "content neutral" way by

deleting the reference to offending someone or casting contempt, the Supreme Court would have upheld the conviction. This argument is wishful thinking.

In order to understand the folly of a statutory change, the court's decision need only to be examined. The Supreme Court did *not* rule that the Texas law was unconstitutional on its face. Rather, the court affirmed the Texas Court of Criminal Appeals' reversal of Johnson's conviction only on the grounds that the law was "unconstitutional *as applied to him*." The state court did not address Johnson's argument that the statute was, on its face, unconstitutionally vague and overbroad. The Supreme Court also stated that "although Johnson raised a facial challenge to Texas' flag-desecration statute, we choose to resolve this case on the basis of his claim that the statute as applied to him violates the First Amendment."

While Biden and others perceive the flaw in Texas' law to be the "serious offense" language, the Supreme Court does not agree. Rather, the court recognized that the "serious offense"

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ALLEN TANNENBAUM/SYGMA

SEEING RED—When Gregory "Joey" Johnson, 32, set fire to the U.S. flag five years ago in Dallas, he said he was just exercising his right to free speech. Most Americans are still angry about the incident.

STATUTE?

By Bruce Fein

IN deciding the *Texas v. Johnson* appeal this summer, the U.S. Supreme Court insulted the flag and the First Amendment by holding unconstitutional a criminal conviction for burning the U.S. flag with the intent to offend observers.

The proper remedy of that decision is new legislation that addresses the high court's free-speech concerns and illuminates its errant reasoning. A constitutional amendment should be avoided because it would dignify flag burners and precipitate a maelstrom of additional litigation.

During the 1984 Republican National Convention in Dallas, Gregory Johnson burned the flag in front of City Hall after participating in a political demonstration against the policies of the Reagan administration. The demonstrators were permitted to distribute literature, make speeches, march and chant in the

Bruce Fein is a lawyer and free-lance writer who specializes in legal issues.

streets, and stage "die-ins" denouncing the federal government. Neither Johnson nor any of his compatriots were disturbed by the police as a result of their vigorous indictments.

Later, as Johnson burned the flag, protesters chanted, "America, the red, white and blue, we spit on you." Johnson was convicted of flag desecration, sentenced to one year in prison and fined \$2,000. But the Supreme Court, with Justice William J. Brennan Jr. writing the majority opinion, stated that the Texas law convicting Johnson violated the First Amendment's protection of free speech.

Brennan insisted that Johnson's flag burning was tantamount to expression, although he struggled in vain to articulate what idea was conveyed by the contemptuous conduct. The burning did not add anything to Johnson's previous activities that communicated his disapproval of the President.

Johnson's flag burning was not intended to engage the mental faculties of onlookers, stimulate discourse or provoke deliberation about governmental policies. Indeed, the jury found beyond a reasonable doubt that the desecration

was intended to offend others.

The flag burning was like "fighting words," designed to generate physical response and other retaliation by an emotional audience. And to offend others for the sake of being offensive advances no First Amendment value.

Flag burning is also akin to group libel sustained in *Beauharnais v. Illinois* (1952) because it defames or intends derision of the tens of millions of veterans and others who have made sacrifices to maintain the nation's strength and independence. Justice Felix Frankfurter, speaking for the majority in *Beauharnais*, upheld a conviction for publications that portrayed "depravity, criminality, unchastity or lack of virtue of citizens of Negro race or color" and exposed them "to contempt, derision or obloquy." Public flag burnings with the intent to offend or heap abuse on those who have fought for the nation is the virtual equivalent of the group libel punished in *Beauharnais*.

Justice Brennan ignored the *Beauharnais* argument. Moreover, he misapplied another First Amendment test announced in *Brandenburg v. Ohio* (1969) to determine whether expression may be punished because it is intended to incite or produce imminent lawless action and is likely to succeed in its goal. The jury found that Johnson's

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W

HEN President Reagan and Soviet General Secretary Mikhail Gorbachev met in Washington in 1987, public attention focused on the subject of intermediate missiles in Europe and related questions of nuclear-arms control.

While these are indeed significant topics, another item on the U.S.-Soviet agenda deserved more attention than it got. That item is East-West trade in general and the Soviets' desire for Western high technology in particular. Viewed strategically, this is the flip side of the arms-control debate and generally comes coupled with Soviet disarmament initiatives.

Though doubts have been expressed about the sincerity of Gorbachev's *glasnost* policy, most observers agree that the Soviet leader has pressing reasons for seeking a Cold War truce, or at least the appearance of one, with the United States. The Soviet system, by all accounts, is in serious trouble, with declining indices of economic health, meager export earnings and lagging performance in the high-tech skills required of a modern industrial state.

These problems afflict the Kremlin both on the home front, where it seeks to shore up its faltering methods of production, and overseas, where it has vast financial obligations in terms of weapons, troop deployments and subsidies to other communist regimes. The Soviet Union has the commitments and ambitions of a superpower, but its economy lags behind the developed nations of the West.

As they frequently have in the past, the Soviets want to remedy these defects by getting access to Western economic know-how and equipment. They repeatedly have tried to purchase, copy or steal the things they need from the very capitalists whom they despise and have vowed to bury. Just as repeatedly, they have found political and business leaders in the West who are more than ready to accommodate them.

Under U.S. law and according to the statements of U.S. politicians, such trade is always supposed to be peaceful and non-strategic. All too often,

Radio commentator and columnist M. Stanton Evans, a frequent contributor to this magazine, is director of the National Journalism Center in Washington, D.C.

MOSCOW'S GREAT TECHNOLOGY HEIST

Using spies, dummy corporations, front organizations and trade loopholes, the Soviets are improving their war machine with U.S. technology and research.

By M. Stanton Evans

though, computers, electronic equipment and other gear sold to the Kremlin for alleged civilian projects turn out to have military applications and are promptly used to upgrade the Soviet arsenal. The result is that we have not only bailed out the creaking Soviet economy, but also have helped build the war machine that threatens us.

INFORMATION on who is trading what to Moscow and the Eastern bloc is hard to obtain. However, through the efforts of security-minded officials in the Defense Department, the Central Intelligence Agency and the Senate Intelligence Committee, we are now getting a clearer picture of the uses to which the Soviets have put the technology and industrial expertise that they have siphoned from the West.

A series of intelligence reports compiled over the past few years tell an astonishing story: Throughout the 1970s, the United States and other Western powers sold the Soviets thousands of the high-tech items they needed to build their military arsenal. These transactions were supplemented by espionage and by technology diversions through front men and dummy corporations circumventing Western

export laws (the recent Toshiba case is the best-publicized example). Activities of this type are coordinated by a Soviet agency called the Military Industrial Commission (its Soviet acronym is VPK), at an estimated annual cost of \$1.4 billion.

Eastern-bloc efforts on this front have been vastly aided by the openness of the United States and other Western societies, which systematically publish large amounts of technical data; by scientific and other exchange programs; by lax security standards among U.S. government agencies and defense contractors; and by lenient application of export controls, which are tilted more toward encouraging sales abroad than toward protecting U.S. security interests. One official report sums it up: "Each year Moscow receives thou-

THE LEGION'S POSITION

Res. 365, approved by the 69th national convention in San Antonio, Texas, in August 1987, urges the Defense, Commerce and State departments to jointly develop a coordinated program to stop the illegal flow of technology to any foreign country.



HUNTIMAGE BANK

HIGH-TECH TRANSFERS — *The Soviets gain U.S. computer technology through their allies in Eastern Europe, who suffer fewer restrictions on U.S. imports.*

sands of pieces of Western equipment and many tens of thousands of documents. Virtually every Soviet military research project — more than 4,000 each year in the late 1970s and more than 5,000 in the early 1980s — benefits from these technical documents and hardware. The assimilation of Western technology is so broad that the United States and other Western nations are thus subsidizing the Soviet military buildup. Western products and technology secrets are being systematically acquired by intricately organized, highly effective collection programs specifically targeted to improve Soviet military weapon systems."

Among the items the Soviets have obtained in the name of "peaceful" trade are technologies for improving missile guidance; equipment and designs for long-range bombers; materials for submarine construction and detection; computers for management of missiles, air defenses and anti-missile weapons; radar for air and missile defenses; and microelectronics used in

missile construction. A CIA report includes these details:

"The striking similarities between the U.S. Minuteman silo and the Soviet SS-13 silo very likely resulted from the acquisition of U.S. documents and expedited deployment of the first Soviet solid-propellant ICBM. The marked improvement in accuracy of the latest generation of Soviet ICBMs... appears almost certainly to have been speeded by the acquisition of Western technology. Their improved accuracy has been achieved through the exploitation and development of good-quality guidance components, such as gyroscopes and accelerometers.

THE Soviet AWACS is strikingly similar in many ways to the U.S. AWACS and is a major improvement over their old AWACS. The Soviets appear to have concentrated their acquisitions in areas related to aircraft carriers, deep-sea-diving capabilities, sensor systems for anti-submarine warfare and ship maintenance facilities. The Soviets even have acquired Western aircraft-carrier catapult equipment.

"They appear to have concentrated their tactical-systems acquisitions on

WESTERN
loans to
Moscow at
8 percent
interest offer
a better rate
than most
Americans
can get.

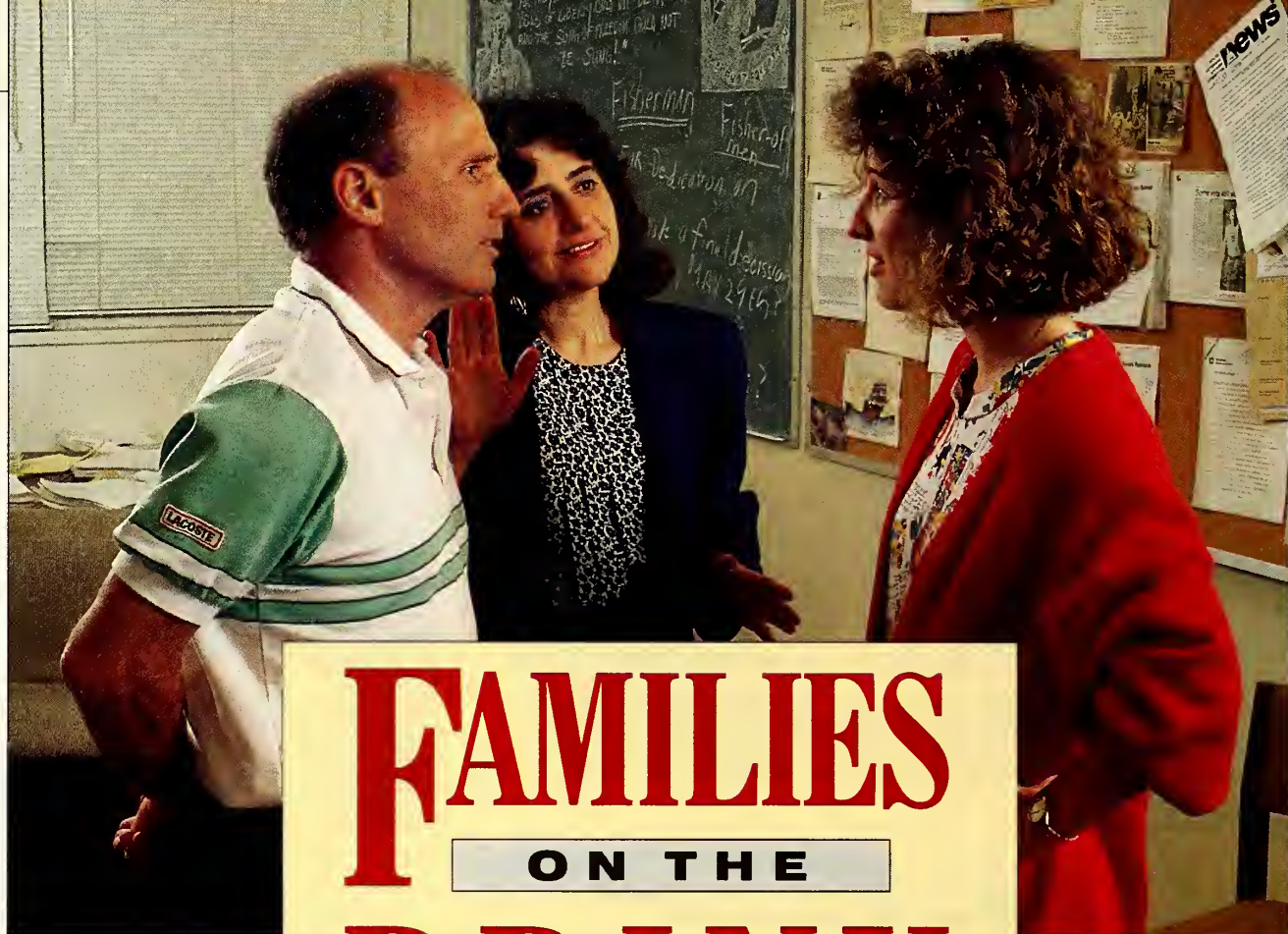


Western tank, anti-tank and air-defense-related technology and equipment. The Soviet SA-7 heat-seeking, shoulder-fired anti-aircraft missile contains many features of the U.S. Redeye missile."

Such were the benefits accruing to the Soviet military-industrial complex from the great technology heist of the 1970s, including illegal diversion and outright theft. As a Pentagon study puts it, VPK procurement efforts brought about "a massive diffusion of Western technology into Soviet military equipment and weapons." There seems to be little doubt that the Kremlin would like to repeat that performance now — if Western policy-makers will let it.

Not counted in these compilations are the economic and strategic gains that Moscow has attained through financial credits from Western banks.

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FAMILIES ON THE BRINK

STILL IN 'NAM—The author (center) counsels a Vietnam veteran and his wife. Wives are the forgotten victims of the war.

V IETNAM veterans' wives and children are the forgotten warriors of the Vietnam War. For them, the war never ended, it came home. Often they share their lives with veterans afflicted with Post-Traumatic Stress Disorder (PTSD), the name given to a devastating psychological problem that plagues thousands of Vietnam veterans.

Since 1969, about 600,000 Vietnam veterans have sought government help

*Aphrodite Matsakis, Ph.D., a VA psychologist since 1975, works at the VA Medical Center in Washington, D.C. Her book, **Vietnam Wives: Women and Children Surviving Life with Veterans Suffering Post-Traumatic Stress Disorder**, is published by Woodbine House, 10400 Connecticut Ave. #512, Kensington, MD 20895. Cost is \$16.95, plus \$2.50 for shipping.*

By Aphrodite Matsakis

for readjustment difficulties. Nationwide, Vet Centers treat about 150,000 veterans a year and an additional 28,000 are in treatment for PTSD in 13 VA Medical Centers which have special PTSD units.

"The psychological casualties of Vietnam are increasing. We still haven't seen the peak," said Dr. Ben Jennings, clinical psychologist at the Vet Center in Silver Spring, Md. Many experts agree that between 500,000 and 1 million Vietnam veterans may suffer from PTSD. Some authorities estimate that the number of veterans in need of psychiatric help may reach 1.5 million. Based on this, 900,000 Vietnam wives and more than 1 million children may also be affected. Among the afflicted families is the wife and children of Vietnam veteran "Big Al."

Al and his family are real people.

Their names have been changed, to protect their privacy, but their problems are real.

"I have never set foot in Vietnam. Yet, I consider myself a veteran, too," said Al's wife, Lisa. "Most Vietnam veterans served for only 13 months. I've lived, breathed, slept and fought with that war for 13 years."

As the wife of a combat veteran with an untreated case of severe PTSD, Lisa has lived through many crises. Her husband has suffered from the usual symptoms — flashbacks, nightmares, emotional numbing and rage. Every Fourth of July, Veterans Day and Memorial Day, Lisa can expect smashed record albums or another hole in the wall. She can also expect to stay awake all night holding Al. For Al, and many combat veterans, anger and sorrow go hand in hand.

"Basically, Al has a good heart," said Lisa. "But he also has anger, which he sometimes directs at everything and

everybody, especially me." When Al falls to the floor with flashbacks, or commands her or the children to "walk the point" with him. Lisa and her children fear for their own safety and his.

How can they protect him? How can they protect themselves? How long will it take until he "comes back" this time? What if he never "comes back" or kills himself to end his anguish? At such times, Lisa caresses her husband's face and tells him, "It's me, Lisa, your wife. You're home, not in 'Nam. It's me, Lisa, your wife and I love you."

Lisa never makes rice, Oriental vegetables or any form of barbecue. Rice and burning meat remind Al of Vietnam. Popcorn is also forbidden because Al might react to the sound of popping kernels as if it were gunfire. Even today, most of the family is unaware of the unique stresses of the Vietnam war. Lisa fears that someone will discuss the Vietnam War or politics and send her husband into a rage or another period of emotional numbing.

Sometimes Al can stay behind his impenetrable wall for hours, days or weeks. Like many PTSD veterans, he has periods where he is normal, free of pain and anger. But when he withdraws into himself, Lisa feels as if she is married to a stranger.

"A part of Al is unknown to us," said Lisa. "His war medals sit in the middle of the living room, and pictures of Vietnam decorate every wall. But neither I nor the children can mention the word *Vietnam*. Newspapers, news magazines and war movies are forbidden, as are most feelings. Al just can't take anger or tears. They give him headaches and make his war injuries hurt.

"My biggest fear is that someday my husband's depression will engulf him, that I will lose him entirely."

THE blunting of emotions experienced by Al, is called psychic or emotional numbing, a core symptom of PTSD. It is not a sign of insanity, but a normal reaction to an abnormal amount of stress. Under traumatic conditions such as combat, the person tends to repress feelings of anger, grief, guilt or powerlessness. At the same time, however, he is shutting off his ability to feel positive emotions such as love, joy and tenderness. Psychic numbing has been found not only among Vietnam vets, but also among World War I, World War II and Korean War veterans, as well as among survivors of other traumas.

Psychic numbing was necessary for

many veterans to emotionally survive the trauma of war. Problems arose, however, when the numb state persisted after the war. While numbing may not necessarily create problems on the job where intimacy is usually not required, it creates havoc in marriage and other close relationships.

"I can tell the minute Al walks through the door whether his 'Vietnam Wall' is going to be up for the night," said Lisa. "If it is, there's no chance of sex or any other kind of communication.

"But he loves me," she said. "I know

**SOMETIMES
'BIG AL' FALLS
TO THE FLOOR
WITH FLASHBACKS
AND ORDERS LISA
AND THE KIDS
TO 'WALK THE
POINT' WITH HIM.**

.....

he loves me. And he's a good man, an honest man, who is hurting himself. But in hurting himself, he hurts us. The only reason he can't feel for me is because he can't feel for himself."

In an effort to better understand the pressures that PTSD can impose on marriage and children, counselors at each of 189 Vet Centers were asked to complete a questionnaire regarding their observations of the impact of PTSD on family life. The following summary is based on the responses of 102 of the 189 Vet Centers existing in 1988.

Ninety percent of the counselors agree that some of the most common problems reported by the wives and girlfriends seen at Vet Centers include:

- Coping with the veteran's emotional numbing;
- Coping with the veteran's hypersensitivity;

- Loneliness and social isolation;
- Coping with the veteran's verbal abuse;
- Fearing to speak to the veteran;
- Feeling confused about which problems are Vietnam related and which are not;
- Self-doubts created by the veteran's emotional instability or the family's financial problems;
- Feeling that she has lost her identity in constantly responding to the veteran's needs and many family crises; and
- Coping with the veteran's outbursts of anger, such as destruction of property.

The patterns in the marriage of Lisa and Al typify some PTSD-afflicted households. However, their marriage cannot be considered representative of all marriages touched by the war.

In the first place, not all Vietnam veterans suffer from PTSD. As stated by Nat'l Cmdr. H.F. "Sparky" Gierke in "PTSD: A Lifetime of Nightmares," in the May 1989 issue of *THE AMERICAN LEGION MAGAZINE*, "The majority of Vietnam veterans came back from the war, went to school, found careers and started families. Yet there are many veterans from that war who cannot sleep at night or who suffer from other problems that can be traced to their combat experiences. Their lives and those of their families are held hostage by PTSD."

Secondly, when PTSD does exist, the ways in which it manifests in the veteran and affects his marriage vary considerably from one household to the next. For example, in some cases PTSD is an overpowering phenomenon that almost totally dominates the life or personality of the veteran, rendering him incapable of working full time for any significant period. In other cases the veteran has only a mild case of PTSD and rarely experiences symptoms, except when current stresses arise in his life or on the anniversary of the death of a buddy or an important battle. Otherwise, he may be minimally affected.

Sometimes the PTSD is hidden. For example, there are veterans with no outward signs of problems who are economically prosperous because of their workaholicism, which may represent a means of dealing with, or not dealing with, Vietnam experiences. Some of these successful veterans may be trying to escape their inner torment

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Mom was right when she insisted that you eat all your cereal, veggies and fruit. Adding fiber to your daily diet may help prevent strokes, heart attacks and even cancer.

FIBER

A BRAN FOR ALL SEASONS

By Edward Edelson

YOUR mother called it "roughage" and chided you to eat it because it made you regular. The experts still say your mom was right, but now they call it fiber and claim it can help prevent heart attacks, strokes and maybe cancer.

Experts claim that most Americans don't have enough fiber in their diets. In a new publication, *Eating for Life*, the National Cancer Institute estimated that most adults eat about 11 grams of dietary fiber a day and recommends that the daily amount of fiber should be increased to between 20-30 grams. The 1988 Surgeon General's Report on Nutrition and Health stated that diet "low in complex carbohydrates and fiber

Edward Edelson, a science writer for a large metropolitan newspaper, specializes in science and medicine.

contributes to the high rates of major chronic diseases among Americans."

So what's fiber, and how do you get it? "Fiber is anything that isn't digested by the human small intestine," explained Dr. Sheldon Reiser, chief of the U.S. Department of Agriculture's Carbohydrate Nutrition Laboratory. "The small intestine is where the body digests and absorbs food. Fiber is broken down in the large intestine by the bacteria there."

Fiber is divided into insoluble and soluble fiber in the large intestine. Insoluble fiber goes through almost untouched, while soluble fiber becomes soft and pulpy as it is metabolized by bacteria.

It's believed that soluble fiber does the most good for you. Insoluble fiber primarily prevents constipation and helps prevent hemorrhoids. The two main sources of insoluble fiber, Reiser said, are wheat bran and cellulose. Soluble fiber is found in many foods, but mainly in fruits, vegetables and natural grains. For example, citrus fruits contain a soluble fiber called pectin, and beans and peas are also

high in soluble fiber.

Nutritionists have changed their opinion considerably about fiber's value in the past few years. "Most people 20 years ago felt dietary fiber was worthless and just got in the way of the other nutrients we were eating," said Dr. David Klurfeld of the Wistar Institute in Philadelphia. Fiber has made a comeback because nutritionists realize that the white-bread, big-burger American diet is unhealthy.

Experts recommend that Americans eat fiber-rich foods to reduce the consumption of fats. Fat comprises an unhealthy 37 percent of Americans' calorie intake, and the Surgeon General warns that no more than 30 percent of our diets should be fat, because fat tends to make people overweight and increase the risk of heart disease, cancer and gallbladder disease. Substituting fiber-rich food for fat-rich food reduces those risks.

There's also evidence that fiber reduces high blood cholesterol, which contributes to heart disease, said Dr. Brian Morgan, a nutritionist at Columbia University. "Oat bran and sol-

**OLD-FASHIONED
WHEAT AND RYE
BREADS, AND
WHOLE GRAIN OR
BRAN CEREALS
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GOOD SOURCES
OF FIBER.**

.....

uble fiber reduce blood cholesterol," Morgan said. "One large bowl of oat bran cereal in the morning, which contains about 30 grams of fiber, can reduce blood cholesterol by 20 percent, which is an enormous amount."

Some evidence suggests that fiber can reduce the risk of colon cancer. One current theory is that consumption of fat-rich foods increases the body's production of bile salts, which are converted to cancer-causing substances by bacteria in the large intestine. "Fiber absorbs the bile salts, so they're not available to the bacteria," Morgan said. "Fiber also makes food pass down the

digestive tract more quickly, so it's not there long enough to cause harm."

High-fiber diets are also good for diabetics. During the past 15 years, Dr. James Anderson of the VA hospital in Lexington, Ky., has studied the effects of high-fiber diets on diabetic patients. Such a diet can reduce or eliminate the need for insulin injections in many patients, Anderson reported.

"It certainly isn't a cure for diabetes, but fiber is a good adjunct to therapy," said Klurfeld. "Because fiber is bulky, it can also aid in weight reduction by making you feel full faster."

Like a number of other experts, Klurfeld is worried that fiber is being touted as a cure-all for many diseases without solid evidence. One recent book, for example, claimed that fiber can help prostrate cancer, depression, irritability and ovarian cancer. "Fiber has a few proven beneficial effects, but many of the claims are speculative," Klurfeld said.

It's possible to overdo fiber intake. The National Cancer Institute sets a limit of 35 grams a day for adults. "In rat studies, gummy fibers cause cell

proliferation to occur more rapidly, which could lead to cancer," Reiser said. While fiber can bind cancer-causing substances, it can also bind beneficial nutrients such as minerals, Reiser said. Eating too much fibrous food is the same as eating too much of any food—it can make you overweight.

Where do the experts get their fiber? "I happen to like cruciferous vegetables like cabbage and Brussels sprouts," Reiser said. "I also make it a habit to buy bread made from as much unrefined flour as possible. I go out of my way to buy pumpnickel and old-fashioned rye bread. Apples, grapefruit and bran cereal are good too."

FIBROUS food is healthy for more reasons than its roughage value. Cruciferous vegetables also contain beta-carotene, a form of vitamin A that is believed to help protect against cancer. Citrus fruits, in addition to fiber, have a lot of vitamin C, which also might reduce cancer risk. The evidence isn't all in, but nutritionists generally agree that eating a portion or two of cruciferous vegetables and citrus fruits every day might be beneficial and certainly won't do any harm.

Nutritionists also say the best way to add fiber is by eating a varied diet, rather than loading up on one kind of food or dietary supplement.

"I believe in moderation in all things," Morgan said. "It's good for all of us to eat one citrus fruit a day and a couple of portions of fresh vegetables. I eat bran cereal with raisins. Oat bran, frankly, I find pretty tasteless by itself."

"Rather than eating enormous amounts of bran cereal, I would prefer to see us eat more of all the food groups—fruits, vegetables, whole-grain products," Klurfeld said. "Don't eat six apples a day if you want to increase fiber intake. Instead, eat a fruit you're not used to. Whatever kinds of high-fiber foods that people are willing to eat are good."

The National Cancer Institute's recommended list includes:

- All beans, peas and lentils;
- Breads, bagels and muffins made from whole wheat, rye, bran and corn meal or flour; whole grain or bran cereals; whole-wheat pasta; brown rice; and
- All fruits and vegetables, except avocados, which are high in fat. □

THIS ARTICLE CONTAINS GENERAL MEDICAL INFORMATION AND ADVICE. ALTHOUGH THE INFORMATION IS BELIEVED TO BE ACCURATE, YOU SHOULD CONSULT YOUR PHYSICIAN FOR MEDICAL ADVICE CONCERNING YOUR PARTICULAR CONDITION.

After nearly three months of political wrangling, Congress finally passed an emergency funding bill that will help resurrect veterans' health programs and other services.

The \$3.5 billion supplemental appropriations bill, which was signed into law by President George Bush, contains \$1.2 billion for VA, of which \$345 million has been earmarked to cover a shortfall of medical-care funds for the current fiscal year. The remaining \$850 million will go to compensation and pensions, home loan guaranty revolving fund, readjusted benefits and general operating expenses.

VA Secretary Edward J. Derwinski wasted little time in lifting the month-old ban on treating new veterans whose eligibility depended on available VA medical resources. When Congress did not approve the supplemental funding bill before its Memorial Day break, Derwinski was forced to cut medical-care costs by limiting outpatient care in some of its facilities. Affected by the temporary freeze were non-service-connected veterans in categories B and C with annual incomes of more than \$16,467.

During July congressional hearings, Dr. Jeanne Stellman stood tall against a group of government witnesses who attempted to discredit the findings of The American Legion and Columbia University Study of Vietnam Veterans.

Stellman, the co-director of the Legion study, clashed with Helen Gelband, Office of Technology Assessment; Dr. Vernon Houk, director, Center for Environmental Health and Injury Control, Centers for Disease Control (CDC); Armon Yanders and Oliver Meadows, Veterans Advisory Committee on Environmental Hazards; and Air Force Col. William H. Wolfe, Ranch Hand Study investigator.

Testifying before the House Veterans' Affairs Committee, Wolfe challenged the findings of the Legion study by referring to the Ranch Hand Study of Air Force handlers of Agent Orange in Vietnam. Wolfe said that, despite 10 years of research, the health effects of Agent Orange exposure on the study group still could not be determined.

"Shouldn't the study of spray handlers show some increase in cancers if there is a cause-and-effect relationship between Agent Orange and the diseases?" Rep. Charles Stenholm of Texas asked Stellman.

"The Ranch Hand Study is not powerful enough," Stellman replied. "The cancers are so rare and the study group is so small that a direct cause and effect in that one group would be difficult to prove."

Rep. Lane Evans of Illinois challenged Wolfe's optimistic assessment of Vietnam veterans' health, noting the Air Force has admitted it has yet to determine the health effects of Agent Orange. Wolfe said that his statements did not mean any conclusions had been reached.

The CDC, which received \$63 million from Congress to conduct a study of Vietnam veterans, has been criticized for excluding certain Vietnam veterans from its study population. Evans asked Stellman, "If I gave you \$63 million,

instead of the \$83,000 you had to do the Legion study, would you limit your study population to Army veterans below the rank of E-5 who had only one tour in Vietnam and who were not transferred while they were in Vietnam?"

"No," Stellman replied, "that wouldn't be good science."

During another hearing, Rep. Ted Weiss of New York charged that government studies into the effect of Agent Orange were either "bungled" or a "political cover-up."

Weiss, chairman of the House Government Operations Committee, questioned Houk in an attempt to discover why the CDC continually failed to find veterans exposed to Agent Orange in Vietnam. Weiss also asked Houk why CDC requested troop movement data on battalion-strength units rather than company units. When Houk refused to answer directly, Weiss asked if the chances of finding exposed veterans in battalion-size units were smaller than in company-size units. Houk agreed. "Then why the change?" Weiss asked. Houk then requested that he be able to respond in writing.

Throughout his statement, Houk denied any political pressure was put on the CDC to conduct a study which showed no connection between Agent Orange exposure and disease. "If you insist on concluding that the study was either politically rigged or bungled, I guess I would prefer that you conclude that it was bungled," Houk said. "No pressure was applied, and I am convinced that our study was good science."

"If this is good science, Dr. Houk, I'd hate to see what you consider to be bad science," said Weiss.

Other witnesses included Dr. Philip Landrigan of Mt. Sinai Hospital in New York City, who praised CDC in general, but strongly criticized Houk's operation. "Speaking as a surgeon might, I think that part of CDC (the Center for Environmental Health and Injury Control) should either be lanced and drained or surgically excised," Landrigan said.

Landrigan is the editor in chief of *Environmental Research*, which published the Legion study in December 1988. Houk strongly criticized Landrigan for publishing the studies' findings. However, Houk refused an offer to present an opposing view in the journal and also declined to appear on interview programs with Legion study officials.

The American Legion's Task Force on Medical Care has been making inspections of VA medical facilities that have sharing agreements with Department of Defense hospitals.

In late July and early August, the team traveled to VAMC Albuquerque, N.M.; VAMC San Antonio, Texas; and VAMC American Lake, Tacoma, Wash. Albuquerque shares medical services with Kirkland AFB; San Antonio, with Lackland AFB, NAS Corpus Christi and Ft. Sam Houston; and American Lake, with Ft. Lewis.

The task force is part of the Legion's continuing effort to monitor veterans' services at VA medical facilities. Members are Chester F. Stellar of Ohio, vice chairman, VA&R Commission; NECman Charles F. Langel of Nevada; and A.V. "Bubba" Akins, of VA&R's executive section.

Time changes . . . so do your insurance requirements.

Vietnam Veterans 1961 - 1973

It is only recently that veterans of this terrible conflict are receiving the credit and honor they deserve for their dedication and sacrifice.



Life is said to begin at 40, and with it are new challenges and obligations as a husband and father.

As a Legionnaire around age 40 you can buy over \$71,000 in coverage for just \$336.00 annually (14 units* at \$24 each — unchanged in price since 1958). You can, of course, choose from 1 to 14 units to provide the protection you feel will be appropriate for your family.

*A unit is the amount of coverage at a particular age. See benefits chart on the back of this page for details.



Korean Veterans 1950 - 1953

Sometimes called "the forgotten war," Korea will never be forgotten by hundreds of thousands of Americans who served in all branches of the service.

The American Legion Life Insurance Plan is designed to provide the extra "quality of life" bonus your family may so very much need.

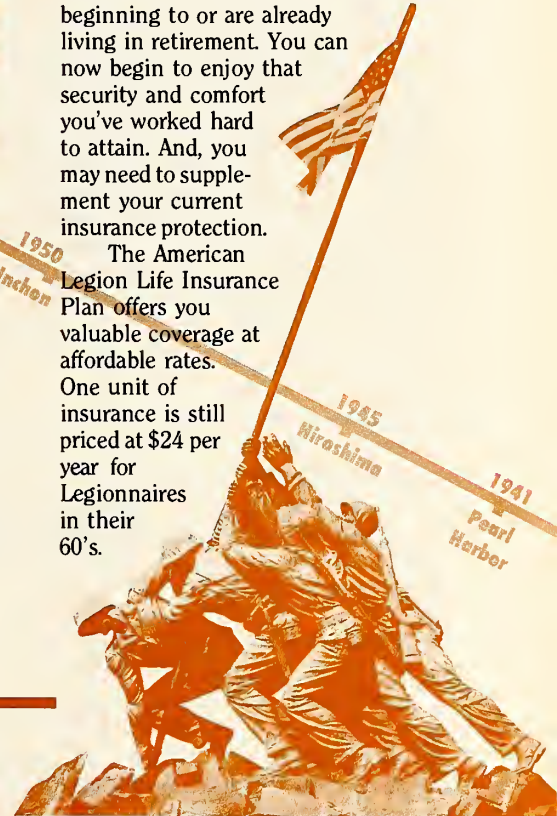
For example, a 50-year-old Legionnaire who buys all 14 available units at \$24 each, (unchanged in price since 1958), is buying more than \$35,000 in coverage. But, more importantly, he's buying precious piece of mind for himself and protection for those he loves.

World War II Veterans 1941 - 1946

The first and, hopefully, last truly global conflict, World War II began for America with the bitter lesson of Pearl Harbor and ended with the stunning finality of Hiroshima.

With all the demanding challenges you've faced over the years, you're now beginning to or are already living in retirement. You can now begin to enjoy that security and comfort you've worked hard to attain. And, you may need to supplement your current insurance protection.

The American Legion Life Insurance Plan offers you valuable coverage at affordable rates. One unit of insurance is still priced at \$24 per year for Legionnaires in their 60's.



The American Legion Life Insurance Plan has been helping Legionnaires like yourself meet their changing needs for more than 30 years. It has not changed in cost or dedication in the time honored tradition of providing security to Legionnaire families.

Tax-free benefits include a 15% bonus.

Verified claims are processed immediately and are paid to your beneficiary in one tax-free lump sum check (according to current Federal tax laws). Best of all, a 15% additional benefit for deaths occurring in 1989 is included in the benefits chart on the following page.

Exclusions

No payment is payable for death as a result of war, if death occurs while serving or within six months after termination of service in the military, naval or air force of any country or combination of countries.

Time passes. So does opportunity.

Your personal application is on the back of this page. As a Legionnaire under 70, complete the application, checking the benefits chart and indicating the number of units you feel will provide the protection your family will need. Then, mail the application with a check or money order for the total premium amount. Enrollment is subject to the approval of the Plan's underwriter.



Since 1958, The American Legion Life Insurance Plan, approved nationwide, has provided tens of millions of dollars to Legionnaire beneficiaries. Shouldn't your loved ones enjoy such protection?

Complete the application on the back of this page and mail it with your premium . . . today.



OFFICIALLY APPROVED
BY THE
AMERICAN LEGION
NATIONWIDE

Look at the protection you can provide your family for less than \$100 a year.

APPLY TODAY. Select the number of units from the chart at right, fill out the enrollment card below and enclose your check or money order for the premium indicated to provide coverage for the rest of the calendar year.

CERTAIN STATES have requirements not satisfied by the enrollment card below. If you reside in one of those states, your enrollment and check will be returned to you to fulfill those requirements. If that is necessary, your enrollment will not be processed until the additional form is returned to us.

ANNUAL PREMIUM TO SEND WITH YOUR ENROLLMENT. The premiums shown above are for the balance of 1989 for approved enrollments effective Oct. 1, 1989. Premiums for enrollments effective Nov. 1 or later are proportionately less, by \$2 PER UNIT PER MONTH, and any overpayments will be refunded. Premiums accompanying non-approved enrollments will be refunded in full.

EFFECTIVE DATE. Your insurance becomes effective on the first day of the month

BENEFITS —Yearly Renewable Term Insurance (Policy Form GPC-5700-781) Benefits determined by age at death and include 15% SPECIAL INCREASE for deaths occurring during 1989. Maximum coverage limited to 14 units.								
Age at Death Annual Premium	14 Units \$336 per yr.	12 Units \$288 per yr.	10 Units \$240 per yr.	8 Units \$192 per yr.	6 Units \$144 per yr.	4 Units \$96 per yr.	2 Units \$48 per yr.	1 Unit \$24 per yr.
Up thru 29	\$161,000	\$138,000	\$115,000	\$92,000	\$69,000	\$46,000	\$23,000	\$11,500
30-34	128,800	110,400	92,000	73,600	55,200	36,800	18,400	9,200
35-44	72,450	62,100	51,750	41,400	31,050	20,700	10,350	5,175
45-54	35,420	30,360	25,300	20,240	15,180	10,120	5,060	2,530
55-59	19,320	16,560	13,800	11,040	8,280	5,520	2,760	1,380
60-64	12,880	11,040	9,200	7,360	5,520	3,680	1,840	920
65-69	8,050	6,900	5,750	4,600	3,450	2,300	1,150	575
70-74*	5,313	4,554	3,795	3,036	2,277	1,518	759	379.50
75-Over*	4,025	3,450	2,875	2,300	1,725	1,150	575	287.50
Annual Premium	\$84	\$72	\$60	\$48	\$36	\$24	\$12	\$6

*No persons age 70 or over (including those desiring additional coverage) will be accepted for new insurance. 13, 11, 9, 7, 5 and 3 units also available. Please write for details.

coinciding with or next following the date your enrollment is received, subject to Insurance Company's approval. Insurance may be maintained in force by payment of premiums when due.

INCONTESTABILITY. Your coverage shall be incontestable after it has been in force during your lifetime for two years from its effective date.

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Enrollment Subject to Underwriter's Approval

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Full Name _____ Birth Date _____
Last First Middle Mo Day Year

Permanent Residence _____
Street City State Zip

Name of Beneficiary _____ Relationship _____
Example: Print "Helen Louise Jones," Not "Mrs. H. L. Jones"

Membership Card No. _____ Year _____ Post No. _____ State _____

I apply for the number of units indicated: ☐

The following representations shall form a basis for the Insurance Company's approval or rejection of this enrollment. Answer all questions.

1. Present occupation? _____ Are you now actively working?
Yes ☐ No ☐ If no, give reason _____
2. Have you been confined in a hospital within the last year? _____ No ☐ Yes ☐ If yes, give date, length of stay and cause _____
3. During the last five years, have you had heart disease, circulatory disease, kidney disease, liver disease, lung disease, diabetes, or cancer, or have you had or received treatment or medication for high blood pressure or alcoholism?
No ☐ Yes ☐ If yes, give details _____

I represent that to the best of my knowledge, all statements and answers recorded on this enrollment card are true and complete. I agree that this enrollment card shall be a part of any insurance granted upon it under the policy. I authorize any physician or other person who has attended or examined me, or who may attend or examine me, to disclose or to testify to any knowledge thus acquired.

Dated _____, 19____ Signature of Applicant _____
The American Legion offers this insurance through Provident Life & Accident Insurance Company.
Home Office: Chattanooga, Tennessee

ACKNOWLEDGEMENT AND AUTHORIZATION

EA99UN

I have received and read the Notice of Disclosure of Information at right. Further, I authorize any physician, medical practitioner, hospital, clinic, or other medical or medically related facility, insurance company, the Medical Information Bureau or other organization, institution or person having any records or knowledge of me or of my health to give Provident Life & Accident Insurance Company any such information.

A photographic copy of this authorization shall be as valid as the original.

Dated _____, 19____ Signature of Applicant _____

☐ I apply for additional Legion Life Insurance. My present certificate number is _____
GMA-300-19 (Univ.) ED 1/88 Printed in U.S.A.

NOTICE OF DISCLOSURE OF INFORMATION

Information regarding your insurability will be treated as confidential except that **Provident Life & Accident Insurance Company** may make a brief report to the Medical Information Bureau (M.I.B.) a non-profit membership organization of life insurance companies which operates an information exchange on behalf of its members. Upon request by another member insurance company to which you have applied for life or health insurance, or to which a claim is submitted, the M.I.B. will supply such company with the information it may have in its files.

The Company may also release information in its file to its reinsurers and to other life insurance companies to which you may apply for life or health insurance, or to which a claim is submitted.

Upon receipt of a request from you, the M.I.B. will arrange disclosure of any information it may have in your file. Medical information will only be disclosed to your attending physician. If you question the accuracy of information in the Bureau's file you may seek correction in accordance with the procedures set forth in the Federal Fair Credit Reporting Act. The address of the Bureau's information office is P.O. Box 105, Essex Station, Boston, Mass. 02112; Phone (617) 426-3660.

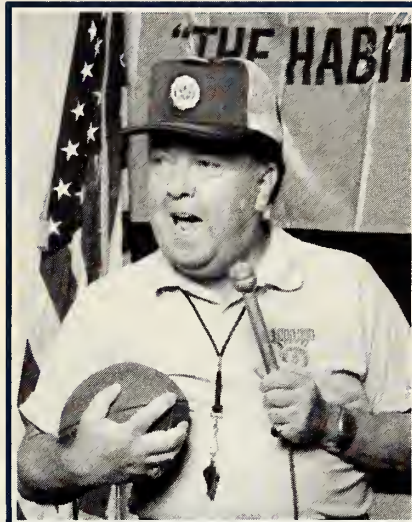
WHERE LEGIONNAIRES LEARN TO LEAD

A FOOTBALL whizzes across the room. Referees blow whistles and throw penalty flags, and a Legionnaire actually gives someone the shirt off his back. Although not what you would call a typical American Legion meeting, it exudes the type of enthusiasm and motivation that has made the National Leadership Workshops a nationwide success for the past 11 years.

"We want to motivate people attending the workshops so they will pass the enthusiasm on," said Jack Williams, a workshop instructor of National Membership Marketing. Williams sometimes takes his leadership T-shirts off and gives them to particularly enthusiastic Legionnaires as prizes. "We cheer and we chant. It's like a pep rally." Workshop leaders throw miniature footballs to participants and designate "referees" to call penalties on participants who voice negative thoughts. Thus, the enthusiasm is humorously, but effectively, enforced.

"The information at the workshops is invaluable," said Robert Turner of Georgia. "Every year there's new information. You leave the workshops excited and want to go home to start a new program and share the information with other members of your Post. The Legion has so many programs it's hard to keep track of them. For example, one Legionnaire didn't know about Boys State until he came to a workshop. He returned home intent on starting a program to sponsor youths at his Post."

Stressing a "can-do" spirit, the Legion annually conducts eight leadership workshops for its members and members of The American Legion Auxiliary who want to learn more about the organization and its programs. Each workshop includes sessions on Americanism, Children &



GAME PLAN—Leadership instructor Jack Williams urges Legionnaires to "catch the habit" of winning.

Youth, Membership, Public Relations and Veterans Affairs and Rehabilitation. The Auxiliary usually conducts additional leadership, motivation and program sessions for its members.

Serving as workshop leaders, representatives from National Headquarters lead discussions on how to start Post programs or increase participation. Many valuable insights on the effectiveness of Legion programs also are provided by workshop attendees.

EVERYONE participates in discussions," said Jeff Wonder, director of National Membership Services. "It's a good mix; some of the old-timers offer their advice based on years of experience, and others provide a fresh point of view. They teach each other how to make their programs better."

Workshop participants also share public relation and recruiting techniques that are vital to the Legion's efforts on behalf of veterans and their families.

"The success and failures of all Posts, Districts and Departments discussed at the workshops contribute significantly to the Legion's continuing commitment to improvement," said Nat'l Cmdr. H.F. "Sparky" Gierke. "When I attended workshops, I learned much about the grassroots operations of the Legion."

The workshop's informal setting has produced several success stories. Many Posts have used recruiting ideas gained during sessions to reach their 100 percent membership goals, and other Posts have established Children and Youth programs based on workshop suggestions.

More than 4,000 people attended the 1988 workshops. All Legionnaires are eligible to participate in the workshops, whether they are national officers or new members.

The 1989 workshops are scheduled to begin soon after the National Convention and continue until late October. Each workshop begins on Friday afternoon and ends by noon Sunday. This year's workshop theme emphasizes service to veterans, and a film about the drive to win, featuring Notre Dame football coach Lou Holtz, will encourage participants to "Do Right."

The locations and dates of 1989 workshops are: Charleston, S.C., Sept. 15-17; Lincoln, Neb., Sept. 22-24; Oklahoma City, Okla., Sept. 29-Oct. 1; Cody, Wyo., Sept. 29-Oct. 1; Reno, Nev., Oct. 6-8; East Brunswick, N.J., Oct. 6-8; Springfield, Mass., Oct. 27-29; Southfield, Mich., Oct. 27-29.

Workshop registration fees are \$10, and include a training manual and other educational material. Food and lodging costs are not included. For more information about National Leadership Workshops, write to Jeff Wonder, National Leadership Workshops, The American Legion, P.O. Box 1055, Indianapolis, IN 46206, or contact your Department headquarters. □

THE SILENT TREATMENT

Veterans who served in Southeast Asia seek VA health care twice as often as those who served elsewhere. They also are less satisfied with the care they receive, but can't afford to go anywhere else.

VIETNAM evokes an abundance of memories for the 3.1 million Americans who served in Southeast Asia, especially those who "humped the boonies." Their lives would never be the same; these veterans came home to face new battles against the physical and mental wounds wrought by the long, unpopular war.

Many Vietnam veterans returned and found the help they needed to readjust through VA's medical and rehabilitation services. But many said they weren't aware of VA services available to them, and some combat veterans reported that the VA's staff often overlooked their problems. Those are some of the findings of The American Legion and Columbia University Study of Vietnam Veterans, which, in part, examined veterans' perceptions and attitudes about VA.

"One fact emerges clear from our study," said Nat'l Cmdr. H.F. "Sparky" Gierke. "A large number of Vietnam veterans say they are uninformed about VA programs, resulting in negative feelings about the agency. Those who



STRESS OF COMBAT—About 465,000 veterans, 15 percent of the 3.1 million U.S. troops who served in Vietnam, suffer from PTSD or its symptoms.

served in heavy-combat areas feel they're getting the silent treatment from VA when they seek mental-health assistance."

VA is the largest public-health agency in the Free World, delivering care to more than 3.5 million veterans each year in its 172 hospitals and 229 outpatient clinics, nursing homes and domiciliaries.

The Legion study surveyed 6,810

Legionnaire Vietnam veterans and identified 2,858 as having served in Southeast Asia. The study revealed that twice as many men who served in Southeast Asia used VA facilities and services than those who served elsewhere.

Thirty-six percent of the study veterans who served in Southeast Asia used VA services, compared to 18 percent of those who served elsewhere.

"What is significant is that the combat level seemed to determine how often and extensive veterans later would use VA facilities for physical and mental-health services," said Dr. Jeanne Stellman, who co-directed the Legion study with her husband, Dr. Steven Stellman. "Predictably, the more intensive the combat experienced by veterans, the

more likely they are to approach VA for help."

Heavy-combat veterans were more frequent VA users because of injuries and wounds they incurred during their tours of duty. But the Legion study also determined other reasons why combat veterans are more likely to turn to VA for help.

Among combat veterans, almost 45 percent using VA medical and mental

UPI/BETTMANN



FEL BARBANTE

services had annual family incomes below \$12,000. Those with lower incomes are more likely to be without hospital and medical insurance plans. However, financial need alone does not explain the results of the study.

"While men with lower incomes tend to make greater use of VA mental-health facilities, a fourth of the users we surveyed were family men with annual incomes above \$30,000," Stellman said.

Although Vietnam combat veterans clearly were more frequent users of VA services, many of them gave VA low marks and rated its staff less than helpful, compared to veterans who did not serve in Southeast Asia.

"It's particularly disturbing to note how infrequently the men are asked about their combat experiences," Stellman said. "A significant number of veterans report they had not been asked basic questions that might relate to Post-Traumatic Stress Disorder and the combat conditions that are associated with it."

Only 40 percent to 60 percent of surveyed veterans who said they suffered from recurrent nightmares of combat recalled being asked about their experiences or possible PTSD symptoms during VA examinations. However, Stellman cautioned that many of those examinations occurred years ago, and some survey participants may not have recalled all details accurately.

The Legion study found that of the 3.1 million troops who served in Vietnam, 15 percent, or 465,000, suffer from PTSD or its symptoms. Those findings are supported by the congressionally mandated VA study conducted by Research Triangle Institute, which reported the same percentage of PTSD sufferers among Vietnam veterans.

Among all veterans' perceptions of VA and its services, the study revealed:

- 51 percent were not aware of benefits available to Vietnam-era veterans.
- 67 percent would prefer to go to facilities other than VA in emergency situations.
- 37 percent said VA did not provide security and peace of mind for the needs of Vietnam veterans.
- 65 percent did not feel they were fully informed about the availability of Agent Orange examinations at VA facilities.

"For the most part," Stellman said, "survey participants were more positive about the staff than about VA itself." For example, 70 percent of all veterans surveyed rated the staff courteous, and 73 percent endorsed the staff's medical competence.

Veterans' negative attitudes toward VA programs parallel the findings of a 1980 VA-commissioned study conducted by Louis Harris and Associates. The Harris poll also found an increased usage of VA facilities and services among veterans who served in heavy

UNINFORMED—Over 50 percent of the group were not fully aware of VA benefits available to Vietnam-era veterans.

combat.

"One conclusion from this section of the Legion study is apparent," Stellman said. "There is much room for improving communications and information provided to veterans on services and programs available to them through VA. This is especially true among Vietnam veterans who do not belong to service organizations such as The American Legion."

The American Legion and Columbia University Study of Vietnam Veterans clearly documents the serious health problems faced by veterans exposed to Agent Orange and those suffering the anguish of PTSD. In addition, veterans with heavy combat have faced a plethora of problems ranging from low incomes to high divorce rates.

Beyond the 58,156 dead, 303,704 wounded, and more than 2,300 POW/MIAs, there are other casualties of the war, Gierke said.

"The five-year Legion study validates the tragic human costs of the Vietnam War," Gierke said. "We've blazed a trail where there was no trail before, and left a path for others to follow. Now it's up to the government to accept full responsibility for the brave men and women who shouldered the burden of the Vietnam War." □

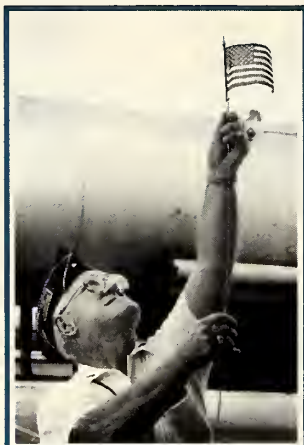
Legionnaires Invite Motorists To Fly Flag

THERE wasn't a Smokey in sight when 30,000 pounds of hummin' Cummins slowed for the truck-stop exit off the Interstate on Indianapolis' south side. Just enough time for a fill-em-up of coffee and motion lotion, and to give a big 10-4 to America by flying the red, white and blue above those 18 wheels.

That scenario was repeated often July 1, as truckers and motorists traveling through the Indianapolis area received CB radio invitations by local Legionnaires to take a break from their travels and show their respect for the U.S. flag. Legionnaires handed out miniature flags and sought signatures for petitions supporting a constitutional amendment protecting the flag from desecration. The gathering was in response to the Supreme Court ruling that said flag burning as political protest is protected by the First Amendment.

"What Legionnaires are demonstrating here today, what they demonstrate every day across this nation, is their love and respect for the principles embodied in the flag of the United States of America," said Nat'l Adjutant Robert W. Spanogle, who attended the rally and flag giveaway at Bud's Truck Stop. Legionnaires conducted similar truck-stop rallies nearby in Zionsville, Mount Comfort and Greenwood, in the Department of Indiana's 11th District.

More than 1,000 flags were handed out at Bud's



FLAG WAVING—Jim Kirk, adjutant of Post 4, Indianapolis, attaches a flag to a truck's antenna.

Truck Stop, said Jack R. Williams, 11th District Americanism Chairman and a marketing specialist with the Legion's National Headquarters in Indianapolis. "Many truckers and motorists said the only reason they stopped was to get a flag," Williams said. "That tells us there are a lot of people out there who are unhappy with the court's decision."

Legionnaires at the truck stop circulated petitions asking support for a constitutional amendment prohibiting desecration of the flag. After President George Bush announced June 27 that he would push for a constitutional amendment, Nat'l Cmdr. H.F. "Sparky" Gierke wrote the President to advise him of the Legion's nationwide campaign to solicit public support for the amendment.

"It just depresses me when I think of how many people

died for what this flag means," said R.C. Hewitt, a trucker from Wichita, Kan.

After the rally at the truck stops, Legionnaires continued the giveaway in their neighborhoods. Many went door-to-door distributing flags and getting signatures.

Sample petitions were distributed to 21,000 Legion and Auxiliary leaders nationwide, advising them to reproduce the petitions and to obtain signatures of their neighbors and other citizens. The wording is straightforward: "We, the undersigned, hereby petition the adoption and ratification of a Constitutional amendment prohibiting the physical desecration of the United States Flag."

All petitions should be returned to National Headquarters by the opening of the 71st National Conven-

tion, Sept. 1. The newly elected National Commander will present the annual American Legion legislative priorities and the petitions to Congress Sept. 19, during the Legion's observance of Constitution Week, Sept. 17-23. Completed petitions should be mailed to The American Legion, P.O. Box 538, Indianapolis, IN 46206.

WHAT DOES THE FLAG MEAN TO YOU?

Send us your views in 150 words or less. We will pay \$50 for each one we publish. Write to The Flag, THE AMERICAN LEGION MAGAZINE, P.O. Box 1055, Indianapolis, IN 46206.

Veterans' Court To Begin Hearing Denied VA Claims

By Ron Simon, American Legion Legal Consultant

IN September 1989, the U.S. Court of Veterans Appeals (CVA) opens its doors. For the first time, veterans who are denied benefits by the Department of Veterans Affairs will be able to challenge the denial of benefits in the courts.

This new specialty court was created by the Veterans' Judicial Review Act of 1988 (PL 100-687), which was signed into law on Nov. 9, 1988. The court will have between three and seven judges who are to be

appointed by the President with the advice and consent of the Senate. Members of the court are required to be from both political parties. Judges will be appointed for terms of 15 years.

Cases can be appealed to the CVA only after a decision by the Board of Veterans Appeals (BVA). The appeal must be made within 120 days of the BVA decision. To be successful, the appeal must show that the BVA decision is "contrary to law, arbitrary, capricious, an abuse of discretion, or a

Please turn to page 44

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Box 1280, Westbury, NY 11595

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Continued from page 42

material fact is clearly erroneous." The CVA will review the decision of the BVA and the record and determine whether there is error. The court can either reverse the BVA decision or send the case back with directions to address a certain issue. This is called a "remand."

The new court will function purely as an appellate body. It will review the BVA decisions, but *it will not take any new evidence or hold any hearings*. These proceedings will be arguments about whether there are mistakes in the record of the BVA's decision. The most common question that has been asked is: do the rules of evidence apply in the new court? The answer is no because no evidence of any type will be taken at the CVA.

The court will only hear appeals from the veteran. The Department of Veterans Affairs (VA) is not permitted

to challenge any benefit given to the veteran by the BVA in court. In instances when the veteran is partially successful at the BVA and the veteran appeals the part of the claim he lost, the agency cannot challenge the parts of the benefit that were granted.

The decisions of the CVA can be appealed either by the veteran or VA to the U.S. Court of Appeals for the Federal Circuit. Decisions of this court may be appealed to the U.S. Supreme Court. Unlike appeals to the Court of Veterans Appeals from the BVA, appeals from the CVA and Court of Appeals for the Federal Circuit can only review legal issues. These courts are not authorized to challenge the factual determinations that have been previously made.

A crucial part of the bill is to leave the VA system as it was. While the veteran has the option to appeal a denial of benefits by the BVA to the

CVA, he retains the options to ask the BVA to reconsider his case or to have his case re-opened at the VA regional office.

Veterans were always permitted to hire attorneys to help them get benefits from the VA; however, this option was severely restricted by the law that prohibited an attorney from charging more than \$10 for his services.

The \$10 fee limitation is now taken away. Attorneys may charge "reasonable" fees, but these may be charged only for legal services after there has been a BVA decision. The attorney may then charge a "reasonable" fee either to re-open the case at the regional office, to seek reconsideration at the BVA, or to appeal to the CVA.

For all of these instances, the attorney must file a copy of the fee agreement with the BVA or the CVA. The law does not specify what standards will be used to deter-

mine what is a "reasonable" fee, nor does it say that the fee must be specifically approved.

The law specifically addresses limitations on attorney fees in the instance when the attorney is paid only if successful, and when the attorney and veteran have agreed that the BVA or CVA will send part of the veteran's recovery directly to the attorney. In those cases, the attorney may collect no more than 20 percent of the back benefits that the veteran is awarded. VA is not permitted to withhold any portion of future benefits and send it directly to the lawyer.

The Court of Veterans Appeals is authorized to hear appeals of BVA decisions in which a Notice Of Disagreement was filed after November 1988. The new rules covering attorney fees also *may* apply to those cases.

Korean War Memorial Selected

THE Korean War was an American victory that remains too little appreciated and too little understood," President George Bush said during the unveiling of the design for the Korean War Veterans Memorial in Washington, D.C.

Bush's remarks were made June 14 before a gathering that included members of The Korean War Veterans Memorial Advisory Board and the American Battle Monuments Commission.

The memorial, to be built

on the Mall, will be located southeast of the Lincoln Memorial and directly across from the Vietnam Veterans Memorial. It will depict 38 combat-equipped troops, each statue standing 7 to 8 feet tall, advancing in two lines toward a standard supporting the U.S. flag. The number of soldiers represents the 38th parallel that divides South and North Korea and also the duration of the war, which ended after 38 months.

The memorial plaza is semicircular, framed by a curved row of high hedges, and includes a wall with

sculptures detailing the history of the war.

The winning design, one of 543 entries in a nationwide competition, was submitted by four designers on the faculty of Penn State University. The designers, who shared a \$20,000 prize, said they hoped visitors to the memorial would be stimulated by the patriotic theme and "think about the nature of the war itself."

Eleven Korean War veterans were members of a presidential judging panel that selected the design, which must be approved by Interior Secretary Manuel



Lujan, the National Capital Planning Commission and the Commission of Fine Arts.

The Legion supports efforts to build a memorial honoring Korean War veterans. Contributions should be sent to the Korean War Memorial Fund/ABMC, P.O. Box 2372, Washington, DC 20013-2372.



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Helen O'Connell . . . **ALL OR NOTHING AT ALL** by Harry James and Frank Sinatra . . . Kate Smith's immortal rendition of **GOD BLESS AMERICA** . . . Benny Goodman's famous **JERSEY BOUNCE** . . . **PAPER DOLL** and **TILL THEN** by The Mills Brothers . . . and the great Artie Shaw's unforgettable **STAR DUST**. Here are 45 original classics that will rekindle your warmest memories of that precious era when America's boys came home. It is a collection you will cherish and enjoy for years to come. Not available in any store.

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Al Pirolli, 1988-89 Pennsylvania Department Commander of The American Legion, has been inducted into the Pennsylvania Police Hall of Fame.



Pirolli, who was a Philadelphia police officer for 31 years, was presented with the award by Col. William J. (Joe) Morm, a Medal of Honor winner of the Vietnam War. The award is conferred by the International Police Association.

Pirolli is a charter member of D'Alonzo-Verderame Post 846, Philadelphia, where he served as Post Service Officer for 36 years and Post Adjutant for 38 years.

The American Legion Department of Illinois has donated its fourth ambulance to the Illinois Veterans Home in Quincy. The keys to the \$30,000 ambulance were presented to home commandant Richard E. Northern by past department commander Max E. Mathers, who spearheaded the drive for donations among Illinois Legionnaires during 1986-87. The Department donated ambulances to the home in 1971, 1978 and 1982. The ambulance



is used to transport ill residents of the home to the VA Medical Center in Iowa City, a 280-mile round trip. Among the officials who attended the presentation were PNCs John Geiger and Al Keller. Keller is the commandant of the Illinois Veterans Home in Manteno.

Ottawa County, Okla., boasts one of the largest funeral details in the country. The Veterans Funeral Detail has 60 members who represent six veterans' organizations. All are Legionnaires, but they also belong to other veterans' organizations.

Since the detail was established five years ago, it has participated in 177 military funerals and traveled nearly 6,000 miles. According to O. C. Macklin, funeral detail chairman and Department Service Officer of the Oklahoma American Legion, the detail will travel up to 100 miles to provide military honors for veterans' funerals. The detail also provides funeral services for veterans who do not belong to veterans' organizations.

Inspired by a 1982 visit to the Vietnam Veterans Memorial in Washington, D.C., members of Nonantum Post 440 of Newton, Mass., decided to build



their own tribute to Newton comrades who laid down their lives in war. After years of research and preparation, the Post recently unveiled its memorial room. On huge shields mounted on the wall are bronze plaques listing the names of Newton's war dead from the Revolutionary and Civil wars, World Wars I and II, and the Korean and Vietnam wars.

LEGIONNAIRE OF THE MONTH



Joe B. Osborne

JOE B. OSBORNE, affectionately known as "Uncle Joe" to most people in Mountain City and Johnson County, Tenn., embodies reliability, endurance and perseverance.

The 102-year-old WWI sharpshooter and airplane gunner has spent nearly three-quarters of his life as a Legionnaire, joining in France shortly before his military discharge in 1919. Many of those years as a Legionnaire were served as the historian for Johnson County Post 61.

"Joe Osborne represents the spirit of the Legion," said Nat'l Cmdr. H.F. "Sparky" Gierke last March when he presented Osborne with a certificate commending him for his 70 years with the Legion. "Osborne's lifelong dedication to the Legion is an inspiration and reminds us of why we're members of this organization."

Throughout the years, Osborne seldom missed a Post meeting, even if it meant bringing his daughter along while his wife Blanche taught school. "You could count on Joe," said Post 61 Adjutant Joseph Fritts. "He was always there to lend a hand or volunteer for a program."

Born May 24, 1887, in a log cabin in North Carolina, Osborne worked his way through high school and earned a bachelor of arts degree at Trinity College, a forerunner of Duke University. He has been a teacher, restaurateur, salesman and farmer.

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Legion VISA Strikes Gold



MORE than 100,000 Legionnaires are proud users of The American Legion "Classic" VISA card issued by Maryland Bank, N.A., and their ranks are growing daily. It's a smart and convenient way to make credit purchases while helping support the Legion's veterans rehabilitation and training programs at the same time," said Webber LaGrange, National Treasurer. "With every Legionnaire purchase, a small percentage of the sale goes directly to our VA&R programs at no cost to the member. The Legion's 'Classic' VISA is a great deal for members and for America's veterans."

Now the "Classic" VISA is being augmented by the new VISA Gold card. "Many Legionnaires wanted additional perks and even more convenience," said LaGrange. "The new VISA Gold gives them that and the annual fee and interest rate are still very competitive. What's more, current card holders can apply to upgrade their 'Classic' card."

VISA Gold is offered free to Legionnaires the first year; thereafter the annual fee is \$36. Credit lines of up to \$15,000 are available to qualified members. "This card still features 16.9 percent on the first \$2,500 and 15.9 percent on balances above that," said LaGrange. "But it also offers up to \$1 million in common carrier accidental death insurance when airline tickets are purchased with VISA Gold. Rental car users get automatic collision insurance on each rental; that alone saves users up to \$15 per day in rental fees."

Additional "golden" opportunities include: the prestige and purchasing power of VISA Gold; the Gold Reserve Program which allows members to access their revolving line of credit by Gold Reserve check; and automatic discounts on Avis rental cars when you charge it to your VISA Gold.

"We wanted to offer a card to those members who need added flexibility and convenience. That's why we created VISA Gold," said LaGrange. "Now we offer two great Legion VISA cards: the ever-useful 'Classic' and the expanded-service 'VISA Gold.'"

To apply for either, call 1-800-847-7378.

Two New Financial Services Added to Our VISA® Program

Over 100,000 Legionnaires have strengthened their support of the Legion's efforts by using these powerful credit cards. And they have also secured an excellent credit value for themselves. Here are just a few of the benefits you'll enjoy when you join these Legionnaires:

- ★ A choice of a beautiful VISA Gold® or the Classic VISA® card proudly bearing the American Legion emblem — both offer worldwide acceptance at over 7 million locations.
- ★ No fee for one full year. A low annual fee of \$36 for the VISA Gold and \$19 for the Classic VISA thereafter.
- ★ A low annual percentage rate of 16.9% — reduced to 15.9% on that portion of your average daily balance over \$2,500.
- ★ No Finance Charge on purchases if balance is paid in full each month.
- ★ Up to \$1,000,000 Travel Accidental Death and Dismemberment Insurance with the VISA Gold, and up to

\$300,000 with the Classic VISA when you charge your common carrier travel tickets.*

★ 24-hour, toll-free Customer Satisfaction, 365 days a year.



Ask about The American Legion GoldReserve.

The American Legion GoldReserve is a separate line of credit that looks like a personal checking account*. It has the same low annual percentage rate as The American Legion VISA cards.

Request The American Legion VISA card, VISA Gold or GoldReserve today. To apply, complete the application below and mail to: MBNA, P.O. Box 15464, Wilmington, DE 19855-9440. Or, call toll-free, using the special priority code CQHL

1-800-847-7378

MBNA
SETTING THE STANDARD

*Certain restrictions apply to these benefits as outlined in the brochure that accompanies your access checks.

YES!

I wish to request the American Legion VISA® card and/or GoldReserve as indicated below with credit lines up to \$15,000 and all other benefits described in this offer. I understand that if I do not qualify for the VISA Gold card, this application constitutes my request for the Classic VISA®. (Note: This is not an offer for a corporate account.)

☐ VISA Gold ☐ Classic VISA ☐ GoldReserve **CQHL**

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ARE YOU ☐ RENTING ☐ OWN ☐ BUYING ☐ MONTHLY PAYMENT \$ _____

SOCIAL SECURITY NUMBER _____ DATE OF BIRTH _____

PRESENT EMPLOYER _____ NATURE OF BUSINESS _____

POSITION _____ YEARS THERE _____

ANNUAL SALARY \$ _____ TOTAL HOUSEHOLD INCOME \$ _____

SOURCE

(Alimony, child support, spousal income, or separate maintenance income need not be revealed if you do not wish it considered as a basis of repayment.)

MOTHER'S MAIDEN NAME _____

(For use when you request special action taken on your account)

PREVIOUS EMPLOYER _____ YEARS THERE _____

(If less than 3 years with current employer)

PREVIOUS HOME ADDRESS _____

(If at present address less than 3 years)

CREDIT CARD ACCOUNTS

MY MASTERCARD®/VISA® ACCOUNT # IS: _____

MY AMERICAN EXPRESS® ACCOUNT # IS: _____

PERSONAL BANKING REFERENCE: _____

I have read the entire application, agree to its terms, and certify the information is correct.

X

APPLICANT'S SIGNATURE

DATE

(SEAL)

Use this section to request extra cards. If you wish an additional card issued to a co-applicant over 18 years of age, complete the information below.

CO-APPLICANT'S NAME (Please Print) _____

RELATIONSHIP _____

SOCIAL SECURITY NUMBER _____

EMPLDYER _____

YEARS THERE _____

POSITION _____

ANNUAL SALARY \$ _____

OTHER INCOME \$ _____

BUSINESS PHONE () _____

(Alimony, child support, or separate maintenance income need not be revealed if you do not wish it considered as a basis of repayment.)

I have read this application and agree to its terms, and understand that I will be jointly and severally liable for all charges on the account.

X

CO-APPLICANT'S SIGNATURE

DATE

I (We) authorize MBNA® to investigate any facts, or obtain and exchange reports regarding this application or resulting account with credit reporting agencies and others. Upon request I (We) will be informed of each agency's name and address.

Annual Fee(s)	\$36 per year for VISA Gold \$19 per year for Classic VISA (Fee waived first year)	GoldReserve No Annual Fee
Annual Percentage Rate	VISA Gold, Classic VISA and GoldReserve APR is 16.9% and is reduced to 15.9% on that portion of your average daily balance (subject to FINANCE CHARGES) over \$2,500.	
Grace Period For Repayment Of Balances For Purchases	At least 25 Days from statement closing date	
Method of Computing the Balance for Purchases	Average Daily Balance (including new purchases)	
Transaction Fee For Cash Advances, And Fees For Paying Late or Exceeding The Credit Limit	Transaction Fee For Bank and ATM Cash Advances: 2% of each Cash Advance \$2 Minimum, \$25 Maximum; Transaction Fee For Access Check Cash Advances: 1% of each Cash Advance \$2 Minimum, \$10 Maximum; Late Payment Fee: \$15 Over-the-Credit-Limit Fee: \$15	

*Finance charges accrue from the date of transaction

The information about the terms of the card described in this application is accurate as of 7/89. This information may have changed after that date. To find out what may have changed, call us at 1-800-847-7378.

This offer is not available in Delaware.

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'HEY, SPARKY, WE HIT 100 PERCENT'

CONGRATULATIONS to the following Post Commanders and all their members who helped achieve the 100 percent goal for 1989. Your dedication, continued recruitment of new members and renewals will ensure our reaching the national goal of 3 million members. The following 100 percent Posts are listed alphabetically by state and then by Post number, city and Commander's name.

—H.F. "Sparky" Gierke, National Commander.

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COMMANDER

Continued from page 6

fashioned work that we are successful in fighting the battle for the nation's 27.5 million veterans, especially those who need our help the most.

I cannot close these remarks without again making reference to the topic of my August message: The need for us in The American Legion to rally around our beloved flag. The issue of proper respect for our nation's flag is one which goes to the very core of everything we stand for in The American

Legion. Our effort to see the passage of the constitutional amendment which will make it clear that desecration of our flag is not to be protected under our Constitution is, in my judgment, a goal to which we must all give our utmost attention and devotion. As a new person will soon assume the office of Commander of our great organization, I can only pledge to you that I will continue to work, as I have in the past, toward this and the other worthy goals of The American Legion.

When I accepted the nomination and election last year in Louisville, I announced my theme for the coming year to be "Proud To Be An American." The American Legion strength comes from pride—pride in being an Amer-

ican and pride in being a Legionnaire. As I leave office, I am even prouder to be an American, and because of the tremendous opportunity that I have been given to meet so many of you and see all the good that you do, I am also even more proud to be a Legionnaire. I will forever be in your debt for making this wonderful year of my life possible.

To all the Legionnaires, members of the Auxiliary and Sons of The American Legion who have made this such a wonderful year for me by your hospitality and friendship, it is something that I will never forget. Lastly, to those back home who made this year possible, particularly the judges and staff of the North Dakota Supreme Court and my family, I will be eternally grateful. □

IWO JIMA



Actual size:
10" diameter

An heroic moment of World War II... now in stained glass. No event better symbolizes our American legacy as the raising of the flag on Iwo Jima during World War II. The spectacular photograph has become one of the most famous scenes in all history. And now, for the first time, it is in dramatic stained glass.

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VETERANS ALERT

OUTFIT REUNIONS

Guidelines — Outfit Reunion notices must be submitted on official forms only. To obtain forms, send a self-addressed, stamped envelope to: O.R. Form, THE AMERICAN LEGION MAGAZINE, P.O. Box 1055, Indianapolis, IN 46206. Notices must be received at least five months before reunions are scheduled and will be published only on a *first-come, first-served* basis. Notices are published only one time per unit per year.

Army

- 2nd Bn., 161st FA, HQ Btry., 209th FA, HQ Btry. (Oct-Humboldt, KS) Paul Cook, Rt. 1, Box 115, Quappaw, OK 74363
- 2nd Signal Bn. (Sept-El Paso, TX) John Tacker, 9513 Roanoke, El Paso, TX 79924 (915) 755-8370
- 8th Inf. Rgt. (Ft. Screven/WWII) (Mar-Tybee Island, GA) Larry Knecht, 171 N. Shore Terr., Charlotte Harbor, FL 33980 (813) 625-3312
- 14th Arm'd Div. (S.E. Chapter) (Jan-Jacksonville, FL) A.E. Schlegel, 2137 Glen Gardner Dr., Jacksonville, FL 32216 (904) 724-2231
- 14th Arm'd Div., B Co. (Sept-Sparks, NV) John Wondoliski, Box 114, Rimrock, AZ 86335
- 27th AIB, 9th Arm'd Div., A Co. (Bridge of Remgan/WWII) (Sept-Beloit, KS) Almar Parsons Jr., HCR 61, Box 85, Hunter, KS 67452 (913) 529-4233
- 36th Cav., Trp. C (Sept-Washington) Kingdon Gould, 1725 Desales St., N.W., Washington, DC 20036 (202) 785-9721
- 54th QM Base Dpt. (Sept-Philadelphia) Bill Siegrist, 4 Camillo Dr., Wayne, NJ 07470 (201) 696-3983
- 57th Signal Bn., 6th Corps. (Sept-Windsor Locks, CT) John Burnham Jr., Rt. 2, North Windham, CT 06256 (203) 485-9575
- 87th Inf., 10th Div., L Co. (Jan-Tampa, FL) Guy Livingston, Rt. 1, Box 51, Jewett, IL 62436 (217) 924-4388
- 141st Ord. Base Auto Bn. (Oct-Atlantic City, NJ) T.R. Massaro, 200 Gordon Ave., Totowaboro, NJ 07512
- 197th AAA Bn., A Btry. (WWII) (Sept-Evansville, IN) William Gray, 10149 Coburg Lands Dr., St. Louis, MO 63137 (314) 868-6729
- 233rd General Hospital (Okinawa/1945) (Oct-Harrisburg, PA) Marie Rhine, 2311 N. Front St., Harrisburg, PA 17110 (717) 232-3951
- 251st CA AA (Dec-San Diego) Frank Storms, 1390 Hillside Way, El Cajon, CA 92020 (619) 447-3412
- 261st Med. Bn., 4th Inf. Div. (Oct-Hickory, NC) Rudy Talamantel, 9 Old Ham Rd., Silver Spring, MD 20902 (301) 588-1518
- 290th A.G.F. Band (Pacific/WWII) (Oct-New York City) Jack Vanderbeck, 69-47 Manse St., Forest Hills, NY 11375 (718) 263-2039
- 320th A/B FA Bn., HQ & HQ Btry. (Camp Wood, Japan/1955-56) (Oct-Nashville, TN) Rodger Jacobson, 2205 Elm St., Box 14, Hazel Green, WI 53811 (608) 854-2317
- 440th AAA AW Bn. (WWII) (Oct-Springfield, MO) Russell Hage, 17660 Woodbridge Rd., Spring Lake, MI 49456 (616) 846-7876
- 473rd Inf. Rgt., K Co. (Sept-Hampton, VA) Joseph Mallon, 226 Westbrook Dr., Toms River, NJ 08757 (201) 341-8684
- 574th AAA AW Bn. (sp) (Nov-Virginia Beach, VA) William Diehl, 146 Vernon Ave., Yonkers, NY 10704 (914) 237-7445
- 625th Engr. L.Equip. Co. (Sept-Effingham, IL) William Warner, Rt. 3, Box 20, Jerseyville, IL 62052 (618) 498-2629
- 626th Tank Destroyer Bn. (Sept-Bedford, MA) Edmund Sgroi, 74 Lexington St., Weston, MA 02193 (617) 893-6599
- 977th F.A. Bn. (Oct-Claymont, DE) Amelio Guerra, 260 Allen St., E. Longmeadow, MA 01028 (413) 525-7322
- 3118th Signal Serv. Grp. (SHAEP) (Sept-Seattle) James Sands, 1532 Newton St., Port Charlotte, FL 33952 (813) 625-3574

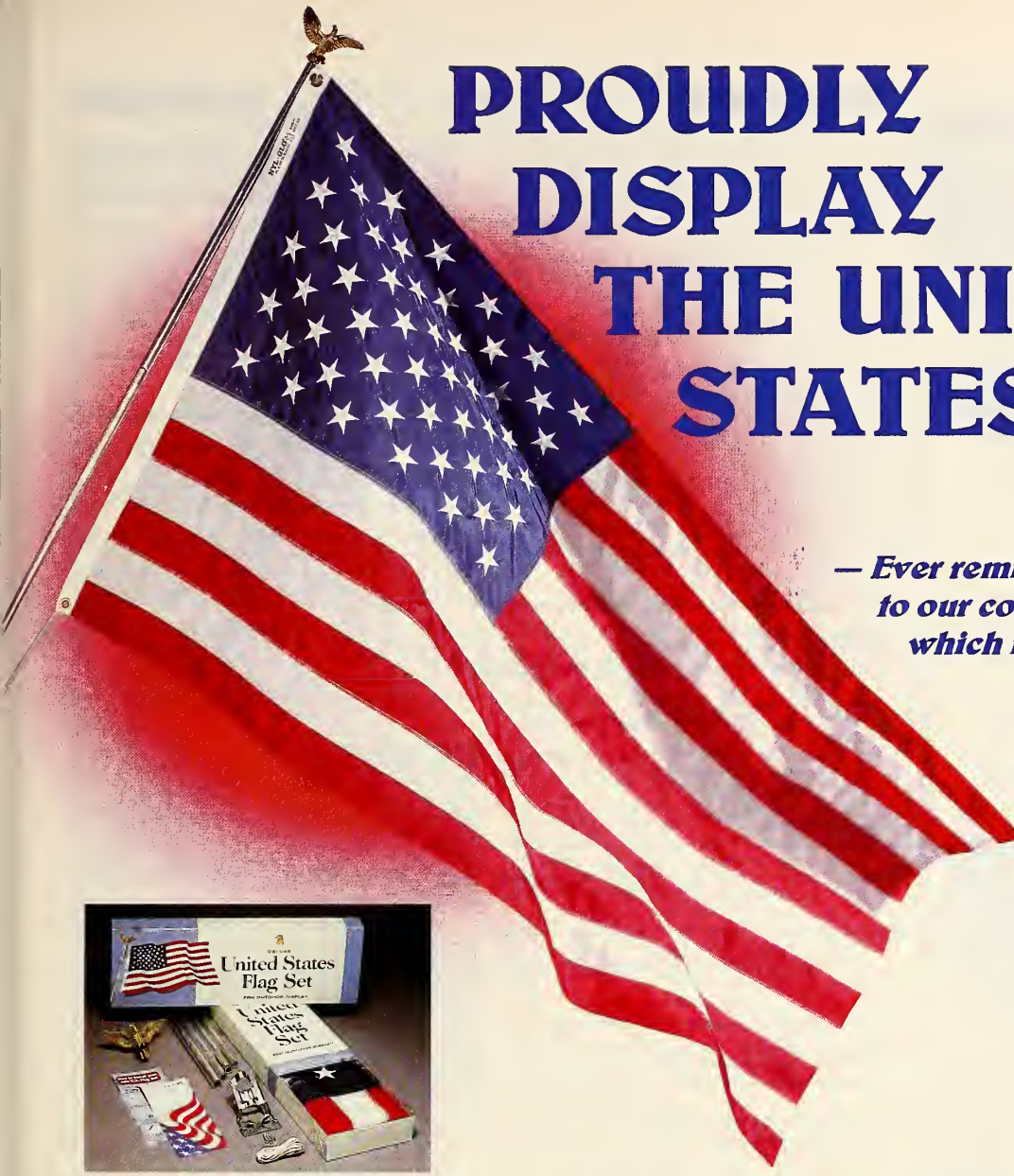
Navy

- 536/537th Const. Bn. Malnt. Unit (Sept-Hickory, NC) Larry Eckard, Rt. 9, Box 50, Hickory, NC 28601 (704) 256-6274
- Aerospace Physiology Assn. (Jan-Pensacola, FL) Dusty Rhodes, 2049 Eastgate Way, Tallahassee, FL 32308 (904) 386-6439
- Argus Unit 18 (1943-45) (Oct-Dallas) A.W. Newman, 325

- Shepherds Hill, Rockwall, TX 75087 (214) 722-0098
- Carrier Air Group 153-15 (1945-49) (Sept-Virginia Beach, VA) Al Rappuhn, 10920 Mamatee Dr., Pensacola, FL 32507 (904) 492-1829
- CBMU 563 (Nov-Atlantic City, NJ) Carl Zeppone, 19 Dinallo St., So. Hackensack, NJ 07606 (201) 489-2309
- Divers Com Sub Ron 4 (AS16/ASR14) (1960-64) (Feb-Charleston, SC) Dick Walsh, 1098 Wood Side Dr., Charleston, SC 29412 (803) 795-7320
- NAS Corpus Christi (1963-68) (Oct) Sidney Engberg, 1817 N. Summit St., Wheaton, IL 60187 (312) 690-8517
- NMCB-74 (Vietnam) (Nov-Gulfport, MS) Bill Christensen, 7586 County H, Maplewood, WI 54226 (414) 856-6842
- Underwater Demolition Team 18 (Nov-Ft. Pierce, FL) Jim Prosser, 7400 N.W. 55th St., Miami, FL 33166 (305) 592-3146
- USS Birmingham DE 530 (Sept-Nashville, TN) Myron Sears, 1033 S. Bowen, Jackson, MI 49203 (517) 782-7859
- USS Brown DD 546 (Sept-Las Vegas, NV) John Donovan, 17342 S. Ozark, Tinley Park, IL 60477 (312) 429-0503
- USS Chambers DE/DER 391/WDE 491 (Coast Guard Included) (Sept-Charleston, SC) John Ellis, 721 Main St., Shrewsbury, MA 01545
- USS Daniel T. Griffin DE 54/APD 38 (Sept-Myrtle Beach, SC) Stuart Craft, Rt. 1, Box 89A, Newburg, MD 20664 (301) 259-4251
- USS Earl K. Olsen DE 765 (Sept-Nashville, TN) John Anterri, 40 Holland Ave., Riverside, RI 02915
- USS Enterprise CVAN/CVN 65 (Sept-Las Vegas, NV) Jim Lane, 106A Ranchview Dr., Rock Springs, WY 82901 (307) 362-7214
- USS Hank DD 702, DesRon 16 (Nov-Baton Rouge, LA) Carl Bloomquist, Rt. 2, Box 118, Webster, ND 58382 (701) 395-4359
- USS Jack Miller DE 410 (Oct-Atlantic City, NJ) Rudy Florentine, 126 N. Avolyn Ave., Ventnor, NJ 08406 (609) 822-9714
- USS John Penn APA 23 (Oct) James Vones, 890 Papen Rd., Bridgewater, NJ 08807 (201) 725-7518
- USS Lacerta AKA 29 (Oct-Kinston, NC) Richard Baker, 1002 Catherine Ave., Kinston, NC 28501
- USS LCI (L) 1-5/8-16/32-33/35/75/193/209/211-219/229/231-232/238 (Feb-Cruise) Paul Carter, 402 S. Lucas St., Iowa City, IA 52240 (319) 338-2473
- USS LCI 1056 (Oct-New Orleans, LA) Arnold Aiken, 1313 Vandora Ave., Garner, NC 27529 (919) 772-4927
- USS Leonard F. Mason DD 852 (Sept-Houston) Roy Powell, 311 Windsor Sq., Alvin, TX 77511 (713) 331-4355
- USS LST 21 (Mar-Jupiter, FL) Bill Reisenauer, 428 E. Broadway, Owatonna, MN 55060 (507) 451-7793
- USS Lyman K. Swenson DD 729 (Feb-Newport Beach, CA) Edward Muldoon, 4 Thomas, Irvine, CA 92718 (714) 951-8808
- USS Miami CL 89 (Oct-Pittsburgh) Betty Duff, 2200 Ocean Pines, Berlin, MD 21811 (301) 641-8010
- USS Oakland CL 95 (Oct-Corpus Christi, TX) James Baker, Box 636, Sinton, TX 78387 (512) 364-3160
- USS Oklahoma (Salvage Crew) BB37, USS Hawkins DD 873 (Nov-Atlanta) Buzz Butterworth, 4260 Jones Rd., Macon, GA 31206 (912) 788-9339
- USS Pitt APA 223 (Oct-Lincoln, NE) Richard Lee, 4020 S. 31st, Lincoln, NE 68502 (402) 488-5550
- USS Pokomoke & Sqdns. (Nov-San Antonio, TX) L.J. Robinson, 204 Fannin Ave., Round Rock, TX 78664 (512) 255-2131
- USS Roy O. Hale DE 336 (Oct-Phoenix, AZ) Gene Tepler, 12827 N. 44th Ave., Glendale, AZ 85304 (602) 938-6459
- USS Sampson DD 394 (Jan-Orlando, FL) Thomas McDonald, 11 Kocama Ct., Ft. Myers, FL 33912 (813) 481-8224
- USS Seekonk AOG 20 (Nov-Kansas City, KS) Ralph Dimeo, 253 Raymond St., Hasbrouck Hts., NJ 07604 (201) 288-8840
- USS Sibley APA 206 (Sept) Stephen Shelley, 15 North 100 East, Box 85, American Fork, UT 84003

Army Air Forces

- 4th Emergency Rescue Sq. (WWII) (Oct-New Orleans) William McGregor, Box 98, St. Germain, WI 54558 (715) 479-8801
- 9th Photo Recon. Sq. (CBI) (Oct-Titusville, FL) William Greenhaigh, 654 Haggerty Rd., Wetumpka, AL 36092 (205) 567-6566
- 36th Photo Recon. Sq., 5th AF (F-5s) (Oct-Bull Shoals, AR) James Chastain, 4290 South 2075 West, Roy, UT 84067 (801) 731-4355
- 43rd Bomb Grp. (H) (Oct-Colorado Springs, CO) Lloyd Boren, 102 Beechwood, Universal City, TX 78148 (512) 658-5978
- 901st AAFAC Ident. Sect. (Feb-Orlando, FL) Joe Mareci, 23 W. Spruce St., Orlando, FL 32804 (407) 898-5396



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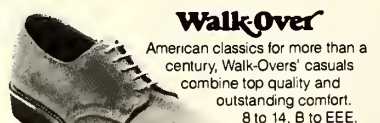


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Page/Buckingham Fields (Lee Co., FL) (Oct-Ft. Myers, FL) Mark Appleby, 2300 Peck St., Ft. Myers, FL 33902 (813) 332-5955

Air Force

26th/80th Air Depot Grps. (Sept-Kansas City, MO) E.H. Wentworth, 12015 W. 91st Terr., Shawnee Mission, KS 66215 (913) 888-3263
861st Sig. Serv. Co. AVN Air Base HQ (Adak/1942-44) (Nov-Delano, CA) Joseph Bell, 1830 Main St., Delano, CA 93215 (805) 725-3006
WWII Glider Pilots Assn. (Sept-Omaha, NE) Miles Wagner, 215 E. River Rd., Tucson, AZ 85704 (602) 887-5777

Marines

3rd Bn., 5th Mer. Rgt. (1960) (Feb-Las Vegas, NV) William Bell, Box 1724, Oceanside, CA 92054 (619) 757-0846
9th Defense Bn., 9th AAA Bn. (WWII) (Oct-Kissimmee, FL) Frank Chadwick, 2290 Aaron St. #105, Port Charlotte, FL 33952 (813) 625-0259
28th Mar. Assn., E Co. (Feb-Arlington, VA) D.E. Severance, Box 1972, LaJolla, CA 92037 (619) 459-0607
Benane Fleet Marines (Oct-Springfield, VA) Hank Thalgot, Box 95, Oxford, FL 32684 (904) 748-2587
Marine Corps Tanker Assn. (East Coast Chapter) (Oct-Jacksonville, NC) L.M. Wroten, 107 C Governors Ct., Glen Burnie, MD 21061 (301) 636-6131
VMSB 236 (Oct-Pensacola, FL) L.J. Conti, 185 Barra Ln., Inverness, IL 60067 (312) 934-6911
VMTB 131 (Oct-San Antonio, TX) Merrill Hughes, Box 303, Tipton, IN 46072 (317) 675-2259

Coast Guard

USCGC Trillium WAK 170 (1947-48) (Oct-Buffalo, NY) Theodore Golda, 1289 E. Park Rd., Grand Island, NY 14072 (716) 773-2874

Miscellaneous

China-Burma-India Vets Assn. (IA Chapter) (Oct-Sioux City, IA) Thomas Berger, 3631 Pierce Pl., Sioux City, IA 51104 (712) 277-2460
Guadalcanal Campaign Vets (Oct-San Antonio, TX) Gene Keller, 4043 Standish, Kalamazoo, MI 49008 (616) 344-0265
Iwo Jima Veterans Assn. (Feb-Baton Rouge, LA) Jim Westbrook, Rt. 10, Box 382, Vicksburg, MS 39180 (601) 636-1861
Nat'l Organ. of World War Nurses (Sept-Baltimore) Ethel Redfield, 569 S. Main St., Red Lion, PA 17356
Retired Military Musicians (Sept-Huntsville, AL) Bill Von Kamp, 4106 Toftoy Dr. S.W., Huntsville, AL 35805 (205) 533-1674

TAPS

Albert M. Becker, NY Department Commander (1988-) , Department Vice Commander (1981-82).
Everett Chese Dutcher, American Legion Founder
Leslie Cameron George, Canada Department Commander (1961-62), Department Vice Commander (1960-61), Department Adjutant (1963-64; 66-67).
Eugene W. Heugel, MI National Executive Committeeman (1979-81), Alternate National Executive Committeeman (1977-79), Department Commander (1971-72), Department Vice Commander (1960-61).
Selwyn J. Madle, WY Department Adjutant (1956-68).
William R. Pehssen, MI Department Vice Commander (1983-84).

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Army

2nd Bn., 9th FA, 25th Inf. Div. (1965-66) Saul Jackson, 12 Homer Pl., Manhasset, NY 11030 (516) 627-0821
2nd Inf. Div.-Battle of the Bulge Survivors (WWII) Frank H. Thaxton, Jr., 9316 Midvale Dr., Shreveport, LA 71118
7th Inf. Rgt. (Any Era) Marion F. Throne, Rt. 1, Box 147A, Hume, MO 64752 (816) 643-7849
7th Reg. Combat Tm., 3rd Inf. Div., Co. K (1950-51) Harry E. Cooke, 618 Hamilton St., Lancaster, PA 17602 (717) 291-9142
16th Inf., 1st Div. (1939-46) Art Tozar, 2722 Bowling Green Dr., Vienna, VA 22180 (703) 560-7334
18th Inf., 1st Inf. Div., Co. F (1941-45) Marion Treat, 14105 Cypress Cir., Tampa, FL 33624 (813) 961-2161
26th Regt., 1st Inf., Serv. Co. (Korea 1954-55) Donnie Coxsey, PO Box 94, Alpena, AR 72611 (501) 437-2305
27th AAA AW Bn. (MBL) (1951-54) Jimmie Machart, Rt. 2, Box 418, Shiner, TX 77984
28th Div. Recon. Trp. (WWII) Francis Weber, Box 282, Rt. 2, Shamokin, PA 17872 (717) 648-5391
32nd Ord. Med. Melnt. Co., Norumbege Park, Mess. (WWII) Jim Francis, PO Box 26, Newton, MA 02195
62nd Signal Bn., Co. B (1942-45) James Hoover, 3825 Live Oak Ln., Morgan Hill, CA 95037 (408) 778-3582
68th AAA Gun Bn., Hq. Co. (Korea 1950-52) J. J. Perc, 4916 Aberdeen Ave., Baltimore, MD 21206
75th Airborne Rangers, Pepe Co. (Vietnam) Albert Bartz, 4675 Meadow Cir., #8, Avon, NY 14414 (716) 226-2586
81st NCOC Co. (Ft. Benning/July-Sept-1969) Leonard Russell, 99 Morgan Ln., Millinocket, ME 04462
109th Inf. Rgt., C Co. (1941) Harry Hares, 205 Main St., Dickson City, PA 18519 (717) 489-4151
115th General Hospital Charles Smith Jr., 24 Abbey Bridge Ct., Lutherville, MD 21093 (301) 821-6797
155 MM Gun Detach./APO 915/Christmas Island (WWII) Dave Buente, 120 Arch Ave., Pittsburgh, PA 15202
156th Tren. Port. Co. (Alaska & New Orleans 1950-51) James E. Owsley, PO Box 252, Mt. Gay, WV 25637
220th F.A. Bn., 44th Div., Btry. A (WWII) Ernal N. Kuhns, 129 Norris Dr., Anderson, IN 46013
222th F.A. Bn., 40th Div. (WWII-Korea) John Gorman, 16 Carleton Ct., Glens Falls, NY 12801
247th Comb. Engr. Bn., A Co. John Myers, 456 Crescent Ct., Frankfort, IN 46041 (317) 654-8259
317th Serv. Co., 80th Div. (ETO) Douglas Flick, Rt. 1, Box 397, Shawsville, VA 24162
318th Gen. Hosp (WWII), 8076th MASH (Korea 50-51) Dwight Davis, Rt. 3, Box 162, Trumansburg, NY 14886 (607) 387-9700
321st Ordnance Ammo Co. (WWII) Edward Powell, Box 444, Miami, FL 33170 (305) 235-3236
362nd Inf., 91st Div., G Co. John Roice, 970 Valley Rd., Eden, ID 83325 (208) 829-5649
363rd Inf. Rgt., 91st Inf. Div., Co E (1944-46) Leonard E. Targaczewski, Rt. 3, Pulaski, WI 54162
386th Rgt., 97th Div., Serv. Co. (1943-46) Robert Seed, 245 Via Havarre, Merritt Island, FL 32953 (407) 452-6855
396th Port Bn. Trens. Corps (1942-45) N.W. Smith, Box 131, Fishers, IN 46038
443rd QM Base Dpt., HQ & HQ Co. (1950-53) Henry Kilgore, 920 Macadam St., Chester, PA 19013 (215) 872-1625
470th AAA AW Bn. E. R. Keller, 143 Northcrest Acres, Lebanon, PA 17042
491st Armd. F.A. Bn., B Btry. George K. Peterson, RR 2, Box 107, McClosky, ND 58463 (701) 363-2488
614th QM Bn., 168th Co. William Sowkulech, Rt. 5, Box 278, Portsmouth, OH 45662
689th Eng. Base Equip. Co. (1943-46) Don Jeske, 17779 Dogwood, Spring Lake, MI 49456
757th Railway Shop Bn., B Co. John Law, 48 Robertson Ave., Hawthorne, NJ 07506 (201) 427-2707
775th Sanitary Co. Curtis L. Webber, 11198 Lincolnshire Rd., Cincinnati, OH 45240 (513) 851-8741
776th AAA AW Bn., C Btry. (WWII 1943-45) Vin Rubco, 11 Ascension St., Blackstone, MA 01504 (508) 883-2160
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ETG US Army Signal Corps (England/1941-43) J.A.
Kilcoin, 137 Manor Cir., Bloomington, IL 61704 (309)
663-0198
WAC Co. 161 (Africa/Italy/WWII) Ann Gray, Box 65,
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Navy

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NAS, Norfolk, VA Oper. (LP-12) (1945-46) James Scott,
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PATSU 2-1, Midway-1945, Perechuta School, Corpus
Christi (June-1943) Maurice Greif, Box 188,
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bor, ND 58531 (701) 448-2436
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USS LST 552 (WWII) William Jenkins, 11605 Johns
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USS LST 692/Koraa, USS LCSL 130 (WWII) Fred Rose,
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USS Olmsted APA 188 (WWII) George Montross, 602 W.
Court, Winterset, IA 50273
USS Pesig AW 3 Howard Prickett, 850 Sunlight Dr., York,
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WWII) Mark Matyas, 11610 Paso Robles Ave., Granada
Hills, CA 91344 (818) 363-2917
USS Pivot AM 276 (WWII) V. L. Johnny Ammons, 5004
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USS Springfield CL-66 (1945-1948) Daniel L. Tuel, 324
Highland Dr., Edgewater, MD 21037 (301) 956-5038
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Ulmer, Rt. 1, Box 37, Strasburg, IL 62465
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St., Carroll, IA 51401 (712) 792-3757
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Geuda Springs, KS 67051
USS YMS 274 Robert Erickson, 401 Hilltop Rd., Paoli, PA
19301
VCN-2 (Boce Chlca Flaid/1947-48) Lowell Logerwell,
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VPB 13/15, PB 242 (wwII) J. E. Kilchrist, 214 Vancouver
Dr., Lafayette, LA 70507 (318) 235-8857
Weapons Dept., Roosevelt Rde. N.S., PR (1964-66)
Walt Adams, 3 Wilton Ave., Middlesex, NJ 08846

Army Air Forces

6th Aircraft Rep. Unit (Floeting) William Blockley, 301
Yuma Ct., Boulder City, NV 89005 (702) 293-5676
25th Bomb Grp. (Wetton, England) Bob Herzog, 4
Colonial Ln., Larchmont, NY 10538
419th Signal Co. AVN Willis McDonald, Randolph, NE
68771 (402) 337-0576
658th School Sq. US Military Acad., (Stewart Field/
WWII) Robert C. Smith, 1920 Harper St., Newberry, SC
29108

Air Force

16th Ftr. Sq., 51st Ftr. Grp. (1952) Earl Cheney, Box 315,
Amesbury, MA 01913 (508) 388-5897
18th Army AF Base Unit (Motion Picture Unit) Joseph
P. Harlow, 1611 Emmons Ave., Dayton, OH 45410
35th Air Trane. Sq. (M), C-54 Unit, MATS, Atlantic Div.
(1952-55) Bill Moore, 5721 Carb Dr., Ft. Worth, TX 76114
133rd AACs Sq., Reinmain AFB (1947-48) Roger
Eisea, 2811 Stephen Ln., Lexington, MO 64067
377th Security Police Sq. (1966-67) Terry Galat, Box
243, Harmony, PA 16037 (412) 452-5557
1944 Football Camp Champe, Airbeaa Radar School,
Boce Raton, FL Ray Stodronsky, 107 Church St., Lake
Andes, SD 57356

Marines

8th Engr., HQ Co. (1951-52) John Graettinger, 364
Sandhurst Cir. #6, Glen Ellyn, IL 60137 (312) 469-7378

Coast Guard

USCG Unit 84 (Loran Sta., 1944-45) Paul Gilmartin,
8744 Debra Ave., Sepulveda, CA 91343
USCGC Mojave W-47/40-42, USS Gresham CGW-80/
42-43 USS Shailak AKA- 62 (Plankownere/46)
Stephen L. Lyon, 197 Vinewood Dr., Avon Lake, OH
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Continued from page 27

in law? Or is the law nothing more than a reflection of the arbitrary feelings and emotions that prevail at a given time?

Modern emotivism is closely related to what is called "legal positivism." The doctrine of legal positivism, simply put, is that the law is the law is the law. There is no moral truth, ethical reasoning, natural law or higher law. There is only what is written in the law books. And what is written can be rewritten. If laws have no more claim to moral authority than ink and paper, we may be tempted to try to avert inconvenient

laws. Whether on Wall Street, in the courts, in defense contracting, in union halls, or on our city streets, those who succeed in not getting caught are often admired as smart operators.

There is, indeed, a crisis in ethics today. John Adams was certainly right to believe that such a crisis threatens the survival of our society and government. The question is not whether Americans are less ethical than they were 50 years ago. That may well be the case.

The harder question, however, is whether we can instill into the next generation an understanding of objective moral truth that can liberate our society from its modern emotivism. That will take more than warnings and calls for repentance. Although I expect a healthy dose of both might do a lot of good. □

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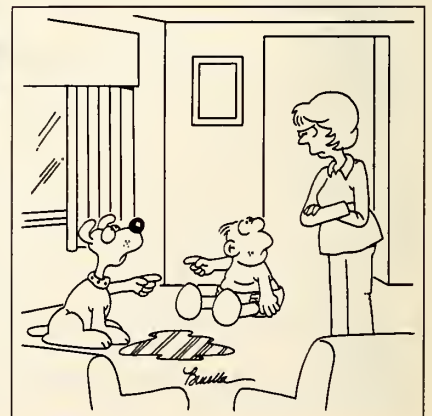
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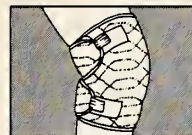
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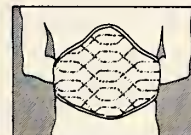
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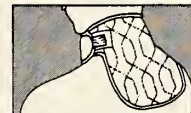
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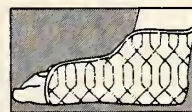
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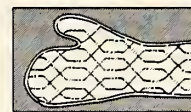
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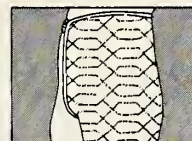
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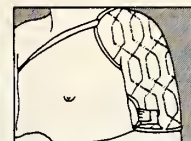
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TECHNOLOGY HEIST

Continued from page 31

As former National Security Council official Roger Robinson noted, total Soviet hard-currency earnings in 1986 were only about \$26 billion—one-quarter of the total sales of General Motors Corp. Most of this came from sales of oil, gas, arms and gold.

Meanwhile, in comparison, Western banks loaned the Soviet bloc \$24 billion, about 80 percent of which was in the form of so-called "untied" loans. Such loans may be used for any purpose, including subsidies to Castro and Ortega, payoffs to espionage rings, and the like.

Under the circumstances, the Soviets' desire for Western cash is not surprising. In pursuit of it, they not only seek loans from Western banks, but also want access to Free World multilateral lending institutions and lately have floated the notion of selling \$75 million worth of Soviet bonds in Free World markets.

When we reflect that Western loans to Moscow—at interest rates of 8 percent or so in recent years—are much more favorable than those the average American can get, the desirability of such practices from Moscow's standpoint is evident.

This state of affairs has led to an unusual bipartisan effort in Congress to put a lid on untied loans to Moscow. To date, while the Defense Department agrees with these concerns, State and commerce are on the other side.

As this episode suggests, political resistance often gets in the way of direct transactions with the Kremlin. The clampdown on high-tech transfers after the invasion of Afghanistan provides the most obvious example. For this reason, the Soviets also have devised a number of indirect techniques for getting the job done. One, perhaps the simplest, is to get the items they want through countries such as Poland, Hungary and Romania, which usually are treated more leniently under American export and diplomatic law than is the USSR itself.

The Pentagon report on the VPK observes: "During the late 1970s and early 1980s, the Soviet intelligence services acquired, through their own efforts and those of the surrogate Eastern Europeans, about 60 percent to 70 percent of all materials collected in the overall VPK program each year. Both

the KGB and GRU [Soviet military intelligence] levy some of the VPK requirements on surrogates among the East European services. The intelligence services of East Germany, Poland and Hungary are among the most successful in acquiring Western classified data and export-controlled products."

Another Pentagon report is more specific: "The Soviets themselves made few requests for computer technology in 1985, with the majority of requests coming from Poland, Czechoslovakia and Bulgaria. One way for the Soviets to mask their attempts to acquire militarily critical technology from the West is to use their Eastern European allies... treated differently, and often more favorably, in the export-licensing area."

A second, more-complicated Soviet technique is to set up phony companies and other front operations in non-communist states, using these operations to purchase and divert goods to the Eastern bloc. Examples include the components of an entire semiconductor plant purchased by the Soviets through a West German agent, high-powered computers sold to a storefront operation in Hong Kong and military radios approved for export to a "fig" farm in Libya. Such shenanigans have been uncovered in Western Europe, the Far East and the United States itself.

The Defense Department in recent years has made a systematic effort to crack down on such practices. The Defense Technology Security Administration, headed by Dr. Stephen Bryen, can track and head off such transfers before they happen. License applications are matched to computer data bases to pinpoint potential military uses for seemingly innocuous technical hardware, while the names of buyers are scanned for suspicious anomalies.

This highly successful DoD operation has recently been threatened by detente advocates and pressures on Congress for stepped-up exports. In particular, a move was launched last year to take DoD out of the loop on "West-West" transfers, on the grounds that these have nothing to do with security and would slow trade. Should such a change occur, Soviet diversions through non-communist front operations would in effect have a free ride.

If the hemorrhaging of Western high-tech items and money to the Soviets is to be curtailed, it is obvious that policy ought to be moving in the opposite direction. While 100 percent effectiveness in this respect can hardly be ex-

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TECHNOLOGY HEIST

Continued from page 60

pected in our free society, certain steps could make the situation better.

• Instead of being curtailed, the authority of the DTSA should be expanded. At present, it reviews only 15 selected Western trading partners. This review authority could be considerably enlarged — given the DoD's fast-response computerized system — with little or no harm to legitimate trade. In 1986, of 14,000-plus cases reviewed by DoD, more than 10,000 were processed in less than two days. The remainder, consisting of more difficult cases, were processed in an average 8.3 days.

• A single standard should be established, in terms of trade and diplomatic restrictions, for the Soviet Union and its satellites. In matters of technical transfer and espionage alike, the Warsaw Pact countries have shown themselves to be faithful agents of the Kremlin. It makes no sense to prevent the Soviets from buying something directly and then allow them to obtain it through their satellites.

• By the same token, the official list of "controlled" countries should be expanded to reflect the political facts of life. Under current regulations, hostile nations such as Ethiopia, Mozambique, Syria and Nicaragua are grouped with Western states for purposes of export regulation. Countries that are hostile to the United States and aligned with Moscow should be held to stringent standards on critical exports.

• While the whole question of any lending to Eastern-bloc countries is debatable, untied loans, which can be used for any purpose, should be restrained.

• As the Senate Intelligence Committee recommended, responsibility for critical exports should be taken away from the Department of Commerce. That agency has a natural bias toward promoting exports, minimal concern for national security and little expertise in compliance work.

Such measures surely would arouse the hostility of those who want increased trade with the Soviet Union and its satellites; even if they were adopted, they would not eliminate the problem. But taken together, they would go a long way toward curtailing the curious practice of building up the Soviet war machine with America's technology and dollars. □

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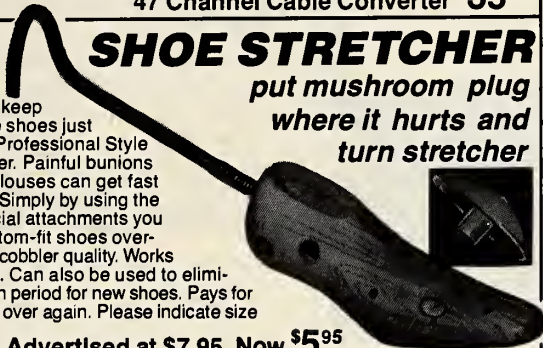
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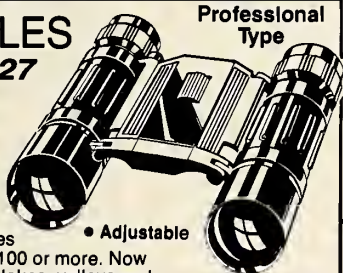
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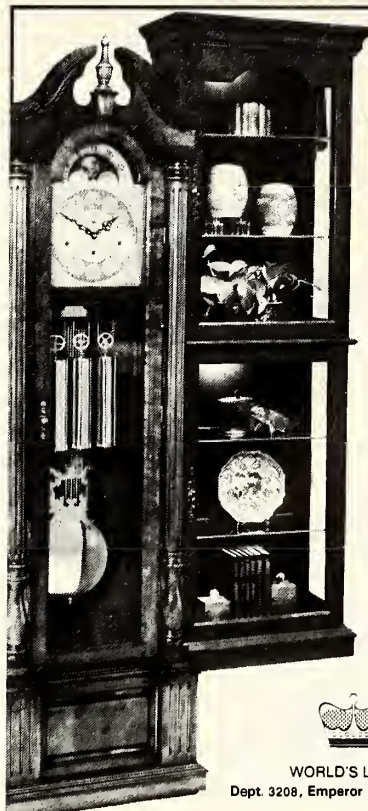
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☐ 47 Channel Cable Conv.		35.95	
☐ Video/Audio Enhancer		29.95	
☐ Toenail Clipper		2.95	
☐ The Equalizer		33.75	
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FAMILIES

Continued from page 33

via achievement. Nevertheless, if they have psychic numbing and adopt a life-style devoid of emotion, they may be alienated from their families and, over time, their families may emotionally divorce them.

The people and problems discussed in this article are based on clinical experience and research on veteran families who have sought help at Vet Centers, not on the Vietnam veteran population as a whole. Thus, their concerns do not necessarily reflect those of Vietnam veterans and wives who have not sought help.

Help is available at VA Medical Centers and at 189 Vietnam Veteran's Outreach Centers. Yet, many suffering veterans and their wives fail to reach out for this help because of the stigma associated with being in emotional pain.

Many veterans suffer in silence rather than risk being identified as a "crybaby," "complainer" or "veteran with problems." Seeking help is an act of courage and honesty, not a sign of weakness and many who have sought help have benefited immensely. □

COMRADES IN DISTRESS

Readers who can help these veterans are urged to do so. Usually an eyewitness statement is needed in support of a VA claim.

Notices are run only at the request of American Legion Service Officers representing claimants, using Search for Witness Forms available only from State Legion Service Officers. Please contact CID (number). The American Legion Magazine, P.O. Box 1055, Indianapolis, IN 46206

USS Tuttle ARG 4 Lawrence A. Tyrrell needs witnesses to verify a claim that while aboard ship in 1944, he suffered a head injury from a cable striking wooden beams. Contact CID 1210

Medical Supply Ptn., XII A.F. Service Cmd. Leonard B. Rishkofski needs witnesses to verify a claim that while stationed at Oren Air Base, North Africa in March 1943, he suffered a nervous breakdown and was hospitalized. Contact CID 1211

USS Meloy DE 791 Brian T. Lumsden needs witnesses to verify a claim that while aboard the USS Meloy DE 791 in June 1944, he suffered hearing loss and tinnitus. Contact CID 1212

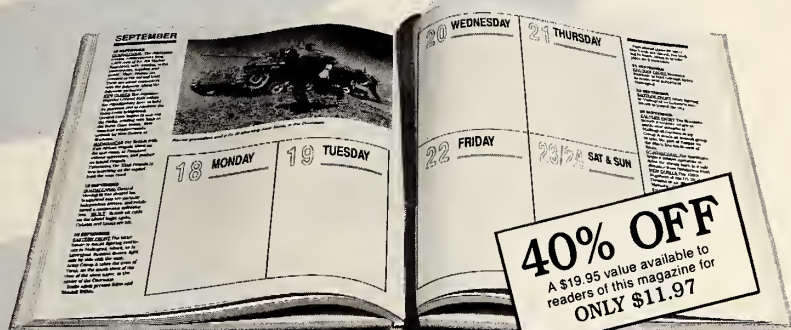
7th Army HQ Daniel L. Bizzell needs witnesses to verify a claim that while stationed at Stuttgart, Germany in July/Aug. 1964, he injured his head and hand in an auto accident. Contact CID 1213

G Co., 2/5, 1st Mer. Div. Raymond J. Llewellyn needs witnesses to verify a claim that while stationed at Vietnam in 1969, he contracted a skin disease called tinea versicolor. Contact CID 1214

217th AAA Gun Bn., 90 M/M Everitt M. Soper needs witnesses to verify a claim that while stationed at St. Lo, France in August 1944, he was hit by flack when a 500 lb. bomb blew up about 20 feet from his foxhole. Contact CID 1215

20th & 40th Tec. Ftr. Wings James A. Kendzierski needs witnesses to verify a claim that while stationed at RAF Weathersfield in 1969-70, he suffered from high blood pressure. He injured his back and was hospitalized while stationed at RAF Lakenheath in 1974. Contact CID 1216

WWII Day By Day Desk Diary



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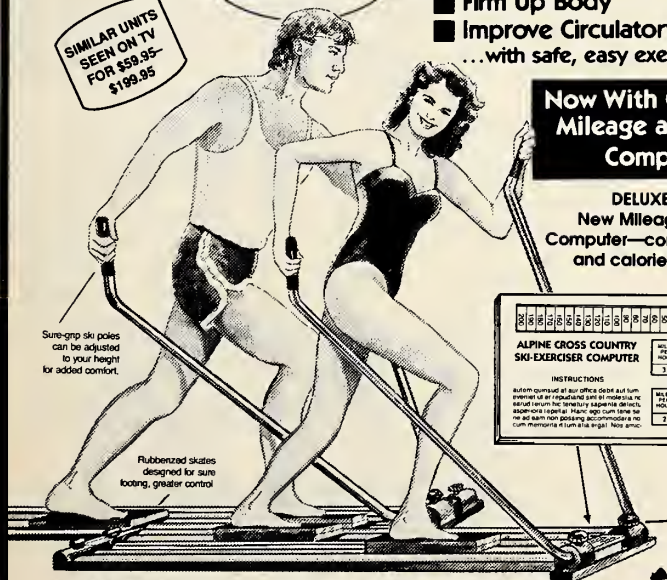
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AMENDMENT?

Continued from page 28

language in the Texas law "does not necessarily mean that the statute applied only to expressive conduct protected by the First Amendment."

The court then illustrated the point with a hypothetical case about a tired person dragging a flag in the mud knowing that this would likely offend others, but not really wanting to express any particular idea. The court stated: "Neither the language nor the Texas courts' interpretations of the statute precludes the possibility that such a person would be prosecuted for flag desecration.... We address only Johnson's claim that (the Texas law) as applied to political expression like his violates the First Amendment."

Thus, the Supreme Court established that any law, regardless of its wording, is unconstitutional if applied to political expression such as that exhibited in the *Johnson* case. Any attempt, therefore, to make the statute more neutral would not save it if such a law were applied against someone like Johnson who burned the flag claiming it was a political protest.

In short, the statutory legislation would likely penalize a veteran who disposed of a worn flag by burning, and yet be unconstitutional if applied to public acts of flag burning as in the *Johnson* case. Indeed, even Justice William Brennan, who wrote the *Johnson* decision, stated in an earlier case that a neutral law that "simply outlawed any public burning or mutilation of the flag, regardless of the expressive intent or non-intent of the actor," would be "invalid."

The *Johnson* decision thus denied the community's interest in preserving the flag as a symbol of national unity, stating that "the state's interest in preserving the flag as a symbol of nationhood and national unity cannot justify Johnson's criminal conviction for engaging in political expression." The court also cavalierly tossed aside the state's interest in preserving breaches of the peace likely to occur because of flag burning, stating that "no reasonable onlooker" would have regarded Johnson's flag burning as a "personal insult or an invitation to exchange fistcuffs."

According to the court, veterans and other patriots who believe flag burning is an insult or who might forcibly try

to put the flames out, are simply "unreasonable."

The framers of our Constitution wisely provided us a means to amend that document to serve the needs of the people. The Constitution has been amended 26 times, and four of those amendments were ratified to overturn Supreme Court decisions. While it is obviously more difficult to amend the Constitution than it is to pass a statute, that is the way we must proceed if we are truly serious about prohibiting flag desecration.

As U.S. Judge Robert Bork forcefully testified in July before the House Subcommittee on Civil and Constitutional Rights, "Consideration of a statutory response in the *Johnson* case will produce delay and nothing else. The responsible course is for Congress to consider the constitutional amendment and not be deflected by fruitless discussion of a statute that is certain to fail. Such an amendment would restore the rights of the American community without harming in the slightest the freedom of speech that is central to all other freedoms." □

Firing Line Keeps Watch On Radicals

THE American Legion opposes every form of radicalism and subversion regardless of its source.

One way to recognize radical elements and how they work is through a subscription to *Firing Line*, Americanism's monthly newsletter that reports on communism and other subversive influences in the United States, and keeps Legionnaires current on Legion positions regarding subversion.

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Firing Line is The American Legion's publication that reports the current activities of subversive individuals and organizations. Send name and address with a check for \$5 (one-year subscription) to *Firing Line*, P.O. Box 1055, Indianapolis, IN 46206.

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ST. FRANCIS CHIMES



These ST. FRANCIS CHIMES enhance the musical charm of wind chimes with a beautiful remembrance of St. Francis, long revered for his love of animals and nature. The chimes, made of quality white porcelain glazed to a gloss finish, feature a 4½-inch finely detailed statuette of St. Francis, surrounded by six birds, each 3½ inches long x 2 inches high. The statuette and birds are securely mounted to a 3¾-inch circular top with sturdy nylon line. The ST. FRANCIS CHIMES, a welcome gift to grace porch, deck, patio, or open window, will be sent to those making an offering of \$12* or more for the works of the Missionary Oblates.

The Missionary Oblates serve the poor and abandoned throughout the world. Offerings given to the Missionary Oblates will help bring Christ's hopeful message to the missions.



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The Lone Sailor statue is a dramatic symbol of every person who has ever worn the Navy blue. Now you may display your own Lone Sailor, which is being issued by the United States Historical Society in cooperation with the U.S. Navy Memorial Foundation. When you acquire a Lone Sailor, you become a Sponsor of the Memorial on Pennsylvania Avenue in Washington, D.C.—a living tribute to all the men and women of the Navy who have served their country in war and peace. Available in two versions: 8-inch bonded-bronze, mounted on wooden base, and 15-inch genuine bronze, mounted on marble base.

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TOMORROW

Continued from page 23

screen. But electronic "writing" appears on the screen, and with a few strokes, Jack will tell his computer to move, add or file columns of text or figures.

With a single question mark, he'll be able to ask the computer why one figure is high or low. Programs handling not only "what if" but "why" questions are already in use now. But the software of the 1990s will go a step further in answering "what-to-do-now" questions. Jack's office computer system also contains guidelines to help him test his ideas against company policy and goals.

"Burning the midnight oil" will become vogue, as some 7.7 million people in 1996 are expected to be working the night shift. In dense cities, especially where office space is limited, companies who seek to expand their business will increase the number of shifts and expect their workers to punch the time clock later and later. The growth of an informal international stock market will hasten the trend toward 24-hour flextime. Among the new night workers will be paraprofes-

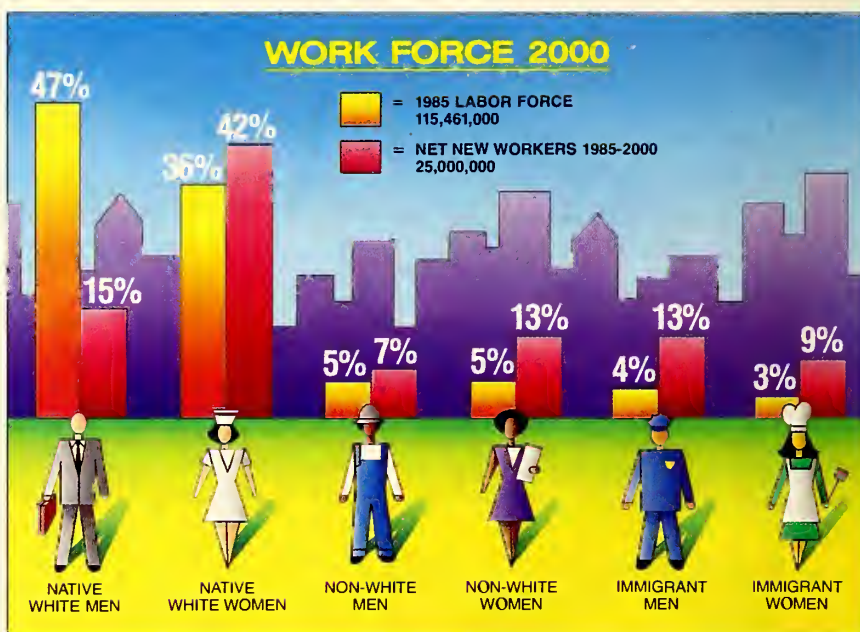
sionals doing research for lawyers or tests for physicians. A new subculture of information workers will compile news, facts and figures through the night to fuel daytime business needs.

Waiting rooms of midnight dentists will offer magazines especially for night readers. The first magazine of its kind, *24hours*, went on sale last May on the West Coast, where banking chains there have begun connecting customers with 24-hour telephone tellers and all major supermarkets stay open non-stop.

Boston University sociologist Murray Melbin said night has already become our new frontier. "It's almost as if a non-sleeping giant has started walking the land," Melbin said. We'll know we're in a new age when the first school for children of nighttime workers welcomes students to evening classes in the late 1990s.

Considering the future need for creative, independent workers, schools will have to change more than their schedules to meet the demand of workers. To match growing numbers of students in kindergarten through eighth grade, we'll be spending more for education. In 1987 dollars, expenditures will rise from \$146.1 billion to \$201.5 billion in 1997-98, an increase of 38 percent. But as we spend more, educa-

Please turn to page 70

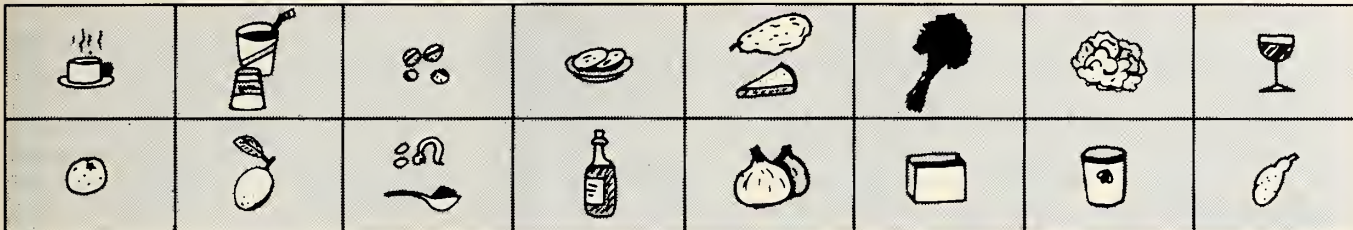


OUTLOOK—About 25 million new service-industry jobs will be added to the nation's economy by 2000, providing more opportunities for women, minorities and veterans. Although veterans' unemployment today is lower than the national average, experts predict that young Americans, including newly separated veterans, will find it difficult to succeed in the job market without proper training. Major training programs will also be needed to prepare disabled and homeless veterans for the high-skilled service economy.

Isabelle Martin:

"Here are the 19 foods that cause you to lose weight..."

Everyone who has tried them has lost weight. Proven results.



LOSE WEIGHT! An Amazing Discovery: Negative Calories Now you can lose weight easily, even if you eat too much...

Nutritionists have discovered that certain foods cause you to lose weight. These are foods with negative calories. The more you eat, the more weight you lose.

In a report that you can receive without obligation, you will discover what these foods are, why they cause you to lose weight, and how.

QUESTION: How can certain foods cause you to lose weight?

ANSWER: Experiments have shown that 19 particularly healthful and nutritious foods (some of which are vegetables and fruits) burn more calories than they contribute. So the more you eat, the more you burn off your excess weight. These foods (with negative calories) are transformed into energy, not fat.

Q: How is this possible?
A: The power of negative calorie foods to dissolve excess fat will seem obvious to you when you understand how your body accumulates fat.

You are born with a certain number of "adipose" cells. These adipose cells swell up and multiply when you take on too much weight. As soon as your metabolism slows down, this allows carbohydrate-based foods to be changed into fat. This fat is stored.

Therefore, you cannot lose weight by draining the fat from the cells.

You can only do this in three ways: omit foods that are rich in fat (dieting); intensive exercising; or eating foods with negative calories that burn off the fat and drain it from your cells.

Obviously, it is the last method that is far and away the easiest because it requires no effort, no deprivation.

Q: How many pounds can you lose per week?

A: If you are more than 20 pounds overweight, you lose an average of five to six pounds in the first week, and three to four pounds in subsequent weeks.

If you are more than 20 pounds overweight, you will lose weight even more quickly. Some people with more than 40 pounds to lose have lost up to 12 pounds in the first week.

Q: Do you have to follow some kind of special diet? Or is it just a question of adding negative calorie foods to your normal diet?

A: You don't have to follow any diet, or change anything in your lifestyle. You can eat pastries, sauces, butter, cake, anything you want.

The only thing you have to do is add negative calorie foods to your normal diet...and watch your pounds and rolls of fat disappear.

Q: How many negative calorie foods do I have to add to my normal diet?

A: Just add 25% of your normal diet. But you can exceed that amount because the more negative calorie foods you eat, the more quickly you lose weight.

Q: Instead of adding these negative calorie foods, can I just replace 25% of my normal diet with them?

A: Yes, because that is not really important. The only thing that is important is to absorb at least 25% in negative calorie foods because these are the ones that burn off the excess fat and cause you to lose weight.

Q: Will it be easy for me to maintain my ideal weight after losing my excess pounds?

A: Most people who lose weight with diets or pills or other methods quickly gain back the weight they have lost.

But with negative calorie foods, it is different. The only thing you have to do to keep slim is to add negative calorie foods to your normal diet.

Q: What are these negative calorie foods? Where can you get them?

A: All these negative calorie foods are natural foods. There are 19 of them. Among them are fruits, vegetables and other natural foods that you will find in any supermarket or at your grocer.

Q: Is there any proof that people have tried negative calorie foods and have really lost weight?

A: Everyone who has added negative calorie foods to their normal diet has lost weight. Here are some excerpts from letters we have received.

"I had tried everything..."

"I have lost 35 pounds. All my life I have suffered from being fat and I had tried everything to lose weight. The negative calorie foods are the only thing that have ever worked for me. I feel like a new woman. My husband also lost 23 pounds. We are delighted to have rediscovered the joy of life that we had long since lost."

Mrs. Claudine S.

"My excess weight melted away..."

"In three weeks, I lost 19 pounds of excess weight. Since then I have not regained that fat. Because I had already tried so many methods and medications to lose weight, I no longer believed in any of them. But I tried this anyway. Thank heaven! Maybe my experience can be of help to other people."

Miss Francine P.

"I thought I would be fat all my life..."

"I often dreamed of becoming slim, but nothing I ever tried ever helped me lose weight. Now I have discovered negative calories. I lost 23 pounds in two short weeks and a total of 68 pounds more quickly than I would have dared to hope. My husband told me last night that I am prettier than I ever have been."

Mrs. Martha S.

Q: I have read in a magazine that negative calorie foods not only help you lose weight, but also improve your health. Is that true?

A: Yes. Negative calorie foods were discovered by nutritionist physicians during their search for healthier foods. When you add negative calorie foods to your normal diet, you lose weight but you also lower and normalize your cholesterol rate. This always contributes to your health.

Q: I have already tried bean pod capsules, pineapple capsules, other methods, other diets, and nothing helped me lose weight. Why would it be different this time?

A: Because the process of negative calories is natural: you burn off more calories than you absorb. Because everyone who has tried them has lost weight, there is no reason that it would work for everyone else and not for you. The results are so certain that you can try this at our risk, and with no obligation.

Try these foods that help you lose weight, with no obligation and completely at our risk. Decide only AFTER having lost your excess pounds if you want to keep the Report.

HERE IS MY PROPOSAL:

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2. You eat as much as you want, and anything you want. All you have to do is add one-fourth negative calorie foods to your normal diet.

3. You are the one to decide if you want to keep the Report or if you prefer to return it for a refund. You may even return the Report after having lost your excess weight, but I don't believe you would do it.

4. Now you have the opportunity of changing your appearance and your life without going on a diet. Even if you have been overweight for years, it's not important.

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TOMORROW

Continued from page 68

tion critics continually will question whether schools are meeting the needs of a new society.

"Today's schools are magnificently efficient," said *Future Shock* author Alvin Toffler. "But what they're efficient at is providing yesterday's workers. The schools operate like factories, simulating a factory future for the kids in them. But these kids are not going to wind up spending their lives in factories." The core curriculum of the future, Toffler predicts, will be teaching people how to think.

Technology will help. Laser-scanned videodiscs, storing at least 54,000 images each, will take students on video tours through foreign countries, distant museums, historical houses or to the insides of a rocket engine or human brain. The crucial difference in the lesson, compared with the classic travelogue or lecture presented in today's schools, will be student involvement. With a joystick and keyboard to ask questions, tomorrow's pupils will control the pace and direction of the tour as it unfolds on a classroom screen.

The night school of 1995 may seize on another technology for students who nod off: sleep learning. Automated brain-monitoring equipment will deliver taped messages during light dozing. Likely uses include reinforcing foreign language instruction, or encouraging creative thinking during waking hours.

Out of school and after work, Jack and his family will find recreational travel easier, faster and more fun. Airline seats will offer individual video screens giving passengers a choice of movies, or a chance to link with office computers or make new reservations on the fly. On arrival, lines will shrink. Travelers will pick up hotel room "keys" — digitized access cards — in airports when they check in to rent-a-car counters, cutting waiting time in half.

Fast food will flow even faster as robots don chef hats. Jack or his wife will pay faster, too, as hamburger and pizza chains routinely accept credit cards.

Sometime in the mid-1990s, the family will plan its first trip on a magnetically levitated train. One possible route under consideration is the tropical run from Florida's Orlando Airport to



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Disney World. Using German technology refined in the 1980s on a test track near Bremen, a five-car, bullet-shaped train would load Orlando passengers every 15 minutes. The train would rise gracefully a few inches, floating on magnetic fields. Then other electromagnets would propel it at speeds up to 311 miles an hour to race through the 17.5-mile trip in just six-and-one-half minutes.

At more stately speeds, car drivers will receive guidance from on-board navigators. By the late 1990s, some large traffic-choked cities like Los Angeles will fund central car-control stations similar to the air traffic control system. Transmitters buried under or along highways will alert freeway commuters to bottlenecks and suggest alternatives. Drivers will interact with the "talking" road to get directions. Sometime in the mid-1990s, public debate will flare about whether the systems should be available to advertisers who hawk such messages as, "Still driving last year's model? Isn't it time for a trade? Take Exit 24." Chances are, Jack's navigation gear will carry commercials, and he'll complain about them.

Some things never change. ☐

DAYDREAMERS OF THE FUTURE

MOST futurists, forecasters and assorted prophets develop a picture of the future by distilling vast amounts of information about the present — and then dreaming.

Alvin Toffler, the author of *Future Shock*, said he gets preliminary ideas on the future by reading every waking hour, whether he is "going down the escalator or virtually crossing the street." Toffler said he pays particular attention to foreign publications. When he's not reading or writing, he talks on the telephone or travels. He visited Brazil, Indonesia, Japan and China during the past year. All of this keeps him in touch with the present. But he cautions that no one can see the future simply by extending current trend lines.

Success comes from seeing how things interrelate and by putting an overlay of history on current events. One Toffler prediction: If international conflicts erupt in the 1990s, they won't arise from U.S.-Soviet tension, but over "some Falkland

Islands of the Pacific."

Another successful seer, Marvin Cetron, Ph.D., uses a computer to keep track of about 200 trends. Raw data comes from studies at Cetron's Forecasting International Inc. in Virginia, from company and government reports and other forecasting firms.

To weigh the stability of a country, for example, he doesn't pay much attention to the per capita income statisticians favor. Instead, he compares the highest and lowest incomes in the country: A huge difference can signal trouble.

One major source of future data at The Naisbitt Group in Washington, D.C., is hundreds of daily newspapers, according to Marilyn R. Block, executive vice president. "These alert us to change," she said, and then 50 analysts meet monthly to look for patterns and identify large issues. One Block prediction is that the 1990s will be "a positive decade," and the economy will grow.

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COPS

Continued from page 25

I think that whatever system we put in place must begin at the local level and must deal with the issue of who should be able to lawfully purchase, own and carry firearms. The technology now in use allows local police to make these determinations. What we need, and do not have, is acceptable criteria determining who can buy and possess guns in this country. We should stop spending our time talking about designing a new federal computer system so that we can instantaneously determine who should be able to purchase a firearm. Based on polls that reflect the public's overwhelming support of a waiting period, I don't believe we should spend one cent to develop or support a system for instantaneous checks.

Q. Aren't automatic rapid-fire guns the real problem?

A. Yes, assault weapons seem to be the weapons of choice for people involved in drug trafficking. A number

of states are passing legislation outlawing them, and the Board of Officers and Executive Committee of the International Association of Chiefs of Police solidly supported the ban on selling these weapons to the public.

Q. Are crime pressures getting so bad that our police are becoming trigger happy, shooting first and asking questions later?

A. Just the opposite. If you look at the statistics, you'll see that shootings by police officers have decreased dramatically over the past several years. Most police agencies adhere to strict firearms policies. People, and particularly the media, generally raise a furor over a police shooting. It's easy to be a "Monday morning quarterback." But when police officers face the business end of a gun, they must quickly decide whether they'd rather face 12 people on a jury, or be carried by six. They're making fair and just decisions for the most part. They are not becoming trigger happy, and there is no evidence to indicate they are.

Q. How discouraged are the police by the growth of "revolving-door justice," in which criminals seem to

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return to the streets soon after their arrest?

A. It is difficult and frustrating to get a conviction in the first place because of the many obstacles that exist in our system. Once the conviction is obtained, all too often the result is a suspended prison sentence. A suspended sentence to someone who has been involved in five, 10 or 15 crimes means nothing. It means he's gotten off scot-free. What makes it even worse is that he had an attorney defending him who is paid by the taxpayers. In first-offense arrests, the criminals are generally back on the street before the police officers finish their reports.

Q. So police feel like their efforts are futile?

A. They can feel that way. Certainly when they find themselves arresting the same people over and over again, they can quickly come to the conclusion that no one cares and our system is a failure. This is particularly true of the courts that often seem to disavow any role in controlling crime, and, instead, adopt the role of interpreting law and conducting trials. The fact is, however, the courts can control crime and do have a responsibility to do so. Nevertheless, the fortitude, persistence and dedication that police officers display is amazing. One wonders sometimes how they can keep doing it, and of course, many do not. All over the country there is a shortage of police officers.

Q. What other problems must police officers contend with?

A. Other troublesome issues with the justice system, particularly the court, is that when a police officer gets in court, he is often amazed that the search for the truth — what happened — is no longer a major concern. What takes place instead, is a search for some legal technicality. The days of going to court and telling what happened in a factual manner are over, but they shouldn't be.

Another frustrating area is the preponderance of litigation and lawsuits against communities, police depart-

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ments and police officers for mistakes or perceived mistakes. This is extremely frustrating for a police officer who finds himself risking his home all too often. Look at all the time and energy spent on the number of frivolous lawsuits that are filed. Insurance companies and communities often settle out of court because it is less expensive than long court cases with heavy legal fees. They would rather lose and pay because it costs more to win. In cases that are allowed to go the distance, what they find out is what everyone knew to begin with — that the police officer did nothing wrong.

Q. Because of the drug epidemic, Washington, D.C., now has more than one murder every day, with many of these unsolved. Doesn't this simply encourage more murder?

A. I don't know that the unsolved murders in Washington, D.C., encourage more murder. However, the drug problem is certainly an underlying cause of the violence that results in murder, and it's pretty clear that the justice system in Washington, D.C., is failing its people. That's not to say that the police aren't doing their jobs. From what I am able to determine, they are dealing with some fairly difficult obstacles and are to be admired for the job they are doing.

Q. What about the proposal to call out the National Guard and to use the armed forces? If we're really at war with crime, shouldn't we go to war to fight it?

A. The answer is not to call out the National Guard, but instead to demonstrate some political leadership by providing a police department that has well-paid, well-trained, and well-equipped police officers in adequate numbers. Across this nation, this should be the challenge. Instead, we keep looking to the police department to reduce budgets. The police department should not have to go on bended knee begging for funds. It should be one of the top priorities of any chief executive's budget to ensure quality of life in the community.

Q. Is the answer better pay and more police?

A. I don't think it's always more pay. I think it's *competitive* pay for the part of the country you live in. It doesn't make any sense to compare the pay rate in Washington, D.C., and Dover, N.H., because the cost of living is so different. Police have to be paid adequately for the area, but most of all

they have to be well-trained, and they have to be well-equipped. There also should be sufficient numbers to do the job. Sometimes police agencies are mismanaged, no question about it. But that is a job for the political leadership.

Q. What can be done about crime in our schools?

A. Well, I guess the schools need to be a little better managed. But, basically, crime in the school reflects crime in the community, and if you develop a strategy to deal with crime in the community, that will carry into the school system. Sometimes when there are special problems, you may have to put police in the school, but this shouldn't be on a regular basis. You even may have to take aggressive action like Joe Clark, the New Jersey principal who straightened out his school with a baseball bat and bullhorn. He received a lot of criticism for his tactics but they worked.

Additionally, there must be no tolerance for violent behavior in schools. We must remember school is for kids to learn, and those who are disrupting that process should go. There are those who worry about the kid who was thrown out of school not learning. They may

say we "owe him an education," but I disagree. We do not owe that kid an education; we owe the education to the other kids in the school.

Q. What is the public's role in fighting crime and supporting their police?

A. Well, people have to become involved in their communities. They need to support their police, and they need to support their political leaders who are trying to do good things, right things. They need to stop being so critical — and that goes for the press, too. The public has to understand that law enforcement is a team effort, and the police alone aren't going to solve the drug or crime problem. The public has to insist that its representatives take corrective legislative action, and support them when they do. It is going to take the people who have been touched by drugs, crime or violence to become committed. When the public is committed, there will be improvement. In the case of drugs, the public must have zero tolerance, and in the area of violence and guns, the public must focus not on the gun, but on the individual who uses the gun, or our gains will be modest at best. □

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STATUTE?

Continued from page 29

flag burning was intended to offend, and several witnesses testified that they were so aroused. In light of the intense emotions generated by the flag, its burning in public invariably creates a large risk of physical reprisals.

Brennan summarily dismissed that justification for prosecuting Johnson: "No reasonable onlooker would have regarded Johnson's generalized expression of dissatisfaction with the policies of the federal government [by flag burning] as a direct personal insult or an invitation to exchange fisticuffs."

The vehement outrage voiced by veterans and others over the Johnson decision, however, discredits Justice Brennan's assertion. Countless citizens view flag burning as a direct personal insult and would likely retaliate against the culprit.

Brennan naively maintains that "the way to preserve the flag's special role is not to punish" flag burners, but "to persuade them they are wrong." But juvenile minds like Johnson's are not interested in listening; they are interested in offending.

However, President George Bush and congressional leaders are calling for an ill-advised constitutional amendment to revise the Johnson ruling. The court emphatically avoided invalidating flag-desecration statutes. It held only that punishing Johnson's flag burning in the specific circumstances of the case was unconstitutional.

The Constitution would make Tolstoy's *War and Peace* a short story if it were amended whenever the Supreme Court was thought to have erred. The amendment process should be reserved for momentous policy changes if reverence for the Constitution is to be maintained.

A flag-burning amendment would become an engine of unending litigation because the views of legislators in at least 38 states plus members of Congress would demand consultation over necessarily ambiguous constitutional language.

Thus, the statutory route is the preferred method for correcting the Supreme Court decision. Justice Oliver Wendell Holmes once observed that judges are apt to be naive and frequently need education of the obvious. Congress should hold hearings to establish the following principles:

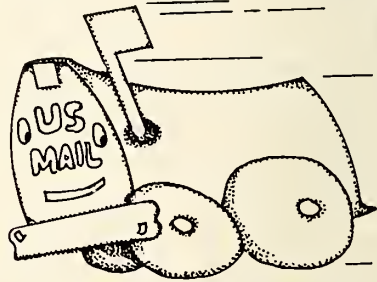
- that public flag burning or flag defacements with the intent to deride, defame, cast hatred or vilify others invariably creates a risk of provoking altercations;

- that such flag burnings or defacements contribute nothing to the search for truth that is the aim of the First Amendment; and

- that any idea communicated by flag burning or defacements can be transmitted in hundreds of other ways.

These findings should accompany a federal statute punishing the public burning or defacement of the U.S. flag with either the intent to stir others to physical violence or to cast derision, abuse, or hatred on those who have fought or otherwise served to defend the country. The statute should prohibit prosecutions inspired by hostility toward the defendant's ideas; it should also require the Attorney General personally to approve every flag burning or defacement prosecution and to make annual enforcement of the law.

Some worry that the statute would be only the first step toward wholesale assaults on free speech. Nonsense. As Justice Holmes pointed out in *LeRoy Fibre Co. v. Chicago Milw. & St. Paul Ry. Co.* (1940), all law depends on matters of degree "as soon as it is civilized." And the Supreme Court will scrupulously police any efforts to squelch non-trivial or plausibly useful speech or conduct, as it has in the area of obscenity for more than three decades, to keep open the free marketplace of ideas. □



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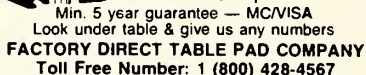
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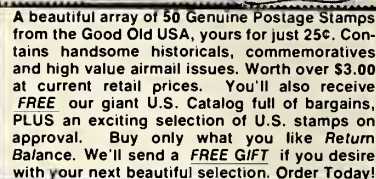
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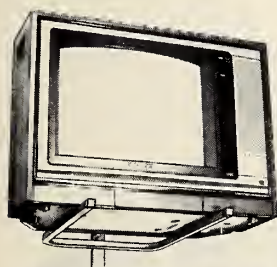
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—Thomas La Mance

Making Believe

Nothing can make you look older faster than trying to look younger than you are.

—Ivern Ball

Law Guffaw

A recent law school graduate wanted to make his fortune in a hurry, so he moved to Sioux City.

—Frank Walsh

NOTE TO CONTRIBUTORS

THE AMERICAN LEGION MAGAZINE no longer accepts unsolicited submissions for this page.

"Accordion"ly Quiet

A true musician can play "Lady of Spain" on an accordion, but doesn't.

—Lloyd Byers

Private Thoughts

While a general and a colonel were walking, they met many privates. Each time the general saluted, he muttered, "And the same to you."

The colonel asked, "Why do you always say that?"

"I was a private once," answered the general, "and I know what they're thinking."

—Bobbie Mae Cooley

The Bare Facts

A recession is when you tighten your belt. A depression is when you have no belt to tighten. And a panic is when you have no pants to hold up.

—T.R. Lawrence

Personal Worse

When we say, "It could have been worse," we usually mean it could have happened to us.

—I. Boyett

Tongue-tied

A customer in a diner kept reaching across the counter and knocking over cups, and salt and pepper shakers.

"Do you have to keep using your hands?" the waitress asked. "You have a tongue."

"Yeah," said the hungry man, "but my arms are longer."

—R.M. Grady

Dreaming For Success

Success is following a dream without tripping over a nightmare.

—John H. Dromey

Third-World Nation?

Reaching over to change the radio station, the man said to his wife, "I believe I'm getting lumbago."

"Well, change the station," she said. "You won't be able to understand a word they say."

—Oliver Frazier

On The 250th Day...

God created the world in only six days. It would have taken longer if Eve needed to select clothes.

—Gil Stern



"Oh, I thought we were supposed to exchange vowels."

Amazing...

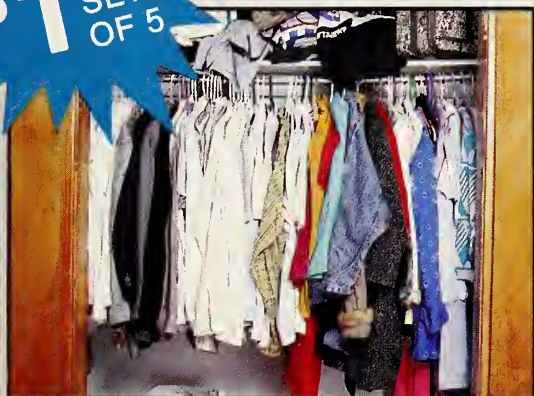
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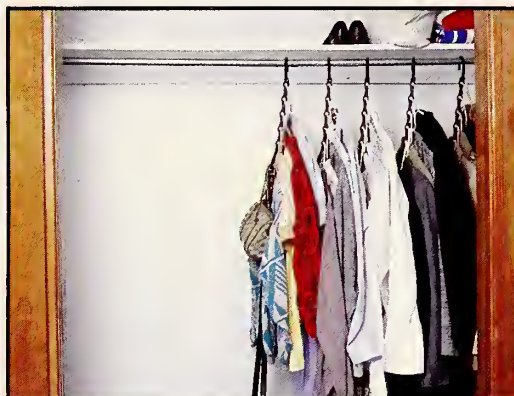
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